

# State of Illinois 91st General Assembly Final Senate Journal

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SENATE

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SENATE JOURNAL

STATE OF ILLINOIS

NINETY-FIRST GENERAL ASSEMBLY

52ND LEGISLATIVE DAY

TUESDAY, MAY 25, 1999

1:00 O'CLOCK P.M.

The Senate met pursuant to adjournment.  
Honorable James "Pate" Philip, Wood Dale, Illinois, presiding.  
Prayer by Senator Adeline Geo-Karis, Zion, Illinois.  
Senator Sieben led the Senate in the Pledge of Allegiance.

The Journal of Friday, May 21, 1999, was being read when on motion of Senator W. Jones further reading of same was dispensed with and unless some Senator had corrections to offer, the Journal would stand approved. No corrections being offered, the Journal was ordered to stand approved.

Senator W. Jones moved that reading and approval of the Journal of Monday, May 24, 1999 be postponed pending arrival of the printed Journal.

The motion prevailed.

## CONFERENCE COMMITTEES APPOINTED

Pursuant to action taken by the Senate on May 24, 1999, the President appointed the following Senators to be members of the First Conference Committee on **House Bill No. 134**: Senators Lauzen,

Peterson, Philip, Berman and Obama.

Ordered that the Secretary inform the House of Representatives thereof.

Pursuant to action taken by the Senate on May 24, 1999, the President appointed the following Senators to be members of the First Conference Committee on **House Bill No. 427**: Senators Donahue, Fawell, Syverson, Obama and Smith.

Ordered that the Secretary inform the House of Representatives thereof.

Pursuant to action taken by the Senate on May 24, 1999, the President appointed the following Senators to be members of the First Conference Committee on **House Bill No. 542**: Senators Burzynski,

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Lauzen, Peterson, Berman and Obama.

Ordered that the Secretary inform the House of Representatives thereof.

Pursuant to action taken by the Senate on May 24, 1999, the President appointed the following Senators to be members of the First Conference Committee on **House Bill No. 557**: Senators Dillard, Dudycz, T. Walsh, Shaw and L. Walsh.

Ordered that the Secretary inform the House of Representatives thereof.

Pursuant to action taken by the Senate on May 24, 1999, the President appointed the following Senators to be members of the First Conference Committee on **House Bill No. 658**: Senators Cronin, Karpel, Lauzen, Berman and Halvorson.

Ordered that the Secretary inform the House of Representatives thereof.

Pursuant to action taken by the Senate on May 24, 1999, the President appointed the following Senators to be members of the First Conference Committee on **House Bill No. 1278**: Senators Dillard, Hawkinson, Petka, Cullerton and Silverstein.

Ordered that the Secretary inform the House of Representatives thereof.

Pursuant to action taken by the Senate on May 24, 1999, the President appointed the following Senators to be members of the First Conference Committee on **House Bill No. 1413**: Senators Dillard, Hawkinson, Peterson, Cullerton and Shadid.

Ordered that the Secretary inform the House of Representatives thereof.

Pursuant to action taken by the Senate on May 24, 1999, the President appointed the following Senators to be members of the First Conference Committee on **House Bill No. 1670**: Senators Cronin, O'Malley, Watson, Berman and Demuzio.

Ordered that the Secretary inform the House of Representatives thereof.

Pursuant to action taken by the Senate on May 24, 1999, the President appointed the following Senators to be members of the First Conference Committee on **House Bill No. 2166**: Senators Karpriel, R. Madigan, T. Walsh, Jacobs and Molaro.

Ordered that the Secretary inform the House of Representatives thereof.

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has refused to recede from their Amendments numbered 1, 2 and 3 to a bill of the following title, to-wit:

#### SENATE BILL NO. 19

A bill for AN ACT regarding child support enforcement.

I am further directed to inform the Senate that the House of Representatives requests a First Committee of Conference, to consist of five Members from each House, to consider the differences of the

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two Houses in regard to the amendments to the bill.

The Speaker of the House has appointed as such committee on the part of the House: Representatives Lang, Dart, Currie; Tenhouse and Eileen Lyons.

Action taken by the House, May 24, 1999.

ANTHONY D. ROSSI, Clerk of the House

On motion of Senator Maitland, the foregoing message from the House of Representatives, reporting refusal to recede from its Amendments numbered 1, 2 and 3 to **Senate Bill No. 19**, was taken up for immediate consideration.

Senator Maitland moved that the Senate accede to the request of the House of Representatives for a First Committee of Conference to adjust the differences arising between the two Houses on House Amendments numbered 1, 2 and 3 to Senate Bill No. 19.

The motion prevailed.

The President appointed as such Committee on the part of the Senate, the following: Senators Dillard, Hawkinson, O'Malley, Cullerton and Obama.

Ordered that the Secretary inform the House of Representatives thereof.

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has refused to recede from their Amendment No. 1 to a bill of the following title, to-wit:

SENATE BILL NO. 24

A bill for AN ACT to encourage the development of cogeneration and self-generation of electricity.

I am further directed to inform the Senate that the House of Representatives requests a First Committee of Conference, to consist of five Members from each House, to consider the differences of the two Houses in regard to the amendment to the bill.

The Speaker of the House has appointed as such committee on the part of the House: Representatives Novak, Granberg, Scott; Tenhouse and Persico.

Action taken by the House, May 24, 1999.

ANTHONY D. ROSSI, Clerk of the House

On motion of Senator Maitland, the foregoing message from the House of Representatives, reporting refusal to recede from its Amendment No. 1 to **Senate Bill No. 24**, was taken up for immediate consideration.

Senator Maitland moved that the Senate accede to the request of the House of Representatives for a First Committee of Conference to adjust the differences arising between the two Houses on House Amendment No. 1 to Senate Bill No. 24.

The motion prevailed.

The President appointed as such Committee on the part of the Senate, the following: Senators Mahar, Maitland, Rauschenberger, Bowles and Shaw.

Ordered that the Secretary inform the House of Representatives thereof.

A message from the House by  
Mr. Rossi, Clerk:

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Mr. President -- I am directed to inform the Senate that the House of Representatives has refused to recede from their Amendments numbered 1, 2, 3 and 5 to a bill of the following title, to-wit:

SENATE BILL NO. 27

A bill for AN ACT to amend the Illinois Marriage and Dissolution of Marriage Act by changing Section 607.

I am further directed to inform the Senate that the House of Representatives requests a First Committee of Conference, to consist of five Members from each House, to consider the differences of the two Houses in regard to the amendments to the bill.

The Speaker of the House has appointed as such committee on the part of the House: Representatives Hoffman, Dart, Currie; Tenhouse and John Turner.

Action taken by the House, May 24, 1999.

ANTHONY D. ROSSI, Clerk of the House

On motion of Senator Maitland, the foregoing message from the

House of Representatives, reporting refusal to recede from its Amendments numbered 1, 2, 3 and 5 to **Senate Bill No. 27**, was taken up for immediate consideration.

Senator Maitland moved that the Senate accede to the request of the House of Representatives for a First Committee of Conference to adjust the differences arising between the two Houses on House Amendments numbered 1, 2, 3 and 5 to Senate Bill No. 27.

The motion prevailed.

The President appointed as such Committee on the part of the Senate, the following: Senators Petka, Philip, Weaver, Shadid and Silverstein.

Ordered that the Secretary inform the House of Representatives thereof.

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has refused to recede from their Amendment No. 1 to a bill of the following title, to-wit:

SENATE BILL NO. 73

A bill for AN ACT concerning meat and poultry inspection.

I am further directed to inform the Senate that the House of Representatives requests a First Committee of Conference, to consist of five Members from each House, to consider the differences of the two Houses in regard to the amendment to the bill.

The Speaker of the House has appointed as such committee on the part of the House: Representatives Smith, Hartke, Novak; Black and Lawfer.

Action taken by the House, May 24, 1999.

ANTHONY D. ROSSI, Clerk of the House

On motion of Senator Maitland, the foregoing message from the House of Representatives, reporting refusal to recede from its Amendment No. 1 to **Senate Bill No. 73**, was taken up for immediate consideration.

Senator Maitland moved that the Senate accede to the request of the House of Representatives for a First Committee of Conference to adjust the differences arising between the two Houses on House

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Amendment No. 1 to Senate Bill No. 73.

The motion prevailed.

The President appointed as such Committee on the part of the Senate, the following: Senators R. Madigan, Noland, Sieben, O'Daniel and L. Walsh.

Ordered that the Secretary inform the House of Representatives thereof.

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the

House of Representatives has refused to recede from their Amendments numbered 1, 2 and 3 to a bill of the following title, to-wit:

SENATE BILL NO. 441

A bill for AN ACT to amend the Public Community College Act by changing Section 3B-3.

I am further directed to inform the Senate that the House of Representatives requests a First Committee of Conference, to consist of five Members from each House, to consider the differences of the two Houses in regard to the amendments to the bill.

The Speaker of the House has appointed as such committee on the part of the House: Representatives Erwin, Currie, Woolard; Tenhouse and Biggins.

Action taken by the House, May 24, 1999.

ANTHONY D. ROSSI, Clerk of the House

On motion of Senator Maitland, the foregoing message from the House of Representatives, reporting refusal to recede from its Amendments numbered 1, 2 and 3 to **Senate Bill No. 441**, was taken up for immediate consideration.

Senator Maitland moved that the Senate accede to the request of the House of Representatives for a First Committee of Conference to adjust the differences arising between the two Houses on House Amendments numbered 1, 2 and 3 to Senate Bill No. 441.

The motion prevailed.

The President appointed as such Committee on the part of the Senate, the following: Senators Cronin, Karpiel, Watson, Berman and Lightford.

Ordered that the Secretary inform the House of Representatives thereof.

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has refused to recede from their Amendments numbered 1 and 2 to a bill of the following title, to-wit:

SENATE BILL NO. 648

A bill for AN ACT concerning charter schools, amending named Acts.

I am further directed to inform the Senate that the House of Representatives requests a First Committee of Conference, to consist of five Members from each House, to consider the differences of the two Houses in regard to the amendments to the bill.

The Speaker of the House has appointed as such committee on the part of the House: Representatives Currie, Woolard, Hannig; Tenhouse and Krause.

Action taken by the House, May 24, 1999.

ANTHONY D. ROSSI, Clerk of the House

On motion of Senator Maitland, the foregoing message from the House of Representatives, reporting refusal to recede from its Amendments numbered 1 and 2 to **Senate Bill No. 648**, was taken up for immediate consideration.

Senator Maitland moved that the Senate accede to the request of the House of Representatives for a First Committee of Conference to adjust the differences arising between the two Houses on House Amendments numbered 1 and 2 to Senate Bill No. 648.

The motion prevailed.

The President appointed as such Committee on the part of the Senate, the following: Senators Cronin, O'Malley, Watson, Berman and Munoz.

Ordered that the Secretary inform the House of Representatives thereof.

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has refused to recede from their Amendment No. 1 to a bill of the following title, to-wit:

**SENATE BILL NO. 1202**

A bill for AN ACT to amend the Counties Code by changing Sections 3-3009 and 3-3010.

I am further directed to inform the Senate that the House of Representatives requests a First Committee of Conference, to consist of five Members from each House, to consider the differences of the two Houses in regard to the amendment to the bill.

The Speaker of the House has appointed as such committee on the part of the House: Representatives Mautino, Giles, Granberg; Tenhouse and Rutherford.

Action taken by the House, May 24, 1999.

ANTHONY D. ROSSI, Clerk of the House

On motion of Senator Maitland, the foregoing message from the House of Representatives, reporting refusal to recede from its Amendment No. 1 to **Senate Bill No. 1202**, was taken up for immediate consideration.

Senator Maitland moved that the Senate accede to the request of the House of Representatives for a First Committee of Conference to adjust the differences arising between the two Houses on House Amendment No. 1 to Senate Bill No. 1202.

The motion prevailed.

The President appointed as such Committee on the part of the Senate, the following: Senators Dillard, Dudycz, Myers, L. Madigan and L. Walsh.

Ordered that the Secretary inform the House of Representatives thereof.

At the hour of 1:19 o'clock p.m., Senator Maitland presiding.

**LEGISLATIVE MEASURE FILED**

The following floor amendment to the Senate Bill listed below has been filed with the Secretary, and referred to the Committee on

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Rules:

Senate Amendment No. 1 to Senate Bill 854

Senator Smith asked and obtained unanimous consent to recess for the purpose of a Democrat caucus.

Senator Karpier announced that there will be a Republican caucus immediately.

At the hour of 1:54 o'clock p.m., the Chair announced that the Senate stand at recess until 2:30 o'clock p.m.

**AFTER RECESS**

At the hour of 2:34 o'clock p.m., the Senate resumed consideration of business.

Senator Maitland, presiding.

**LEGISLATIVE MEASURES FILED**

The following Conference Committee Reports have been filed with the Secretary, and referred to the Committee on Rules:

First Conference Committee Report to Senate Bill 171

First Conference Committee Report to Senate Bill 242

First Conference Committee Report to Senate Bill 656

**PRESENTATION OF RESOLUTION**

**SENATE RESOLUTION NO. 154**

Offered by Senator Geo-Karis and all Senators:

Mourns the death of Mrs. Marion Butler, formerly of Zion.

The foregoing resolution was referred to the Resolutions Consent Calendar.

**MESSAGE FROM THE PRESIDENT**

OFFICE OF THE SENATE PRESIDENT  
ILLINOIS SENATE

James "Pate" Philip  
Senate President  
and



Majority Leader

May 25, 1999

Mr. Jim Harry  
Secretary of the Senate  
401 State House  
Springfield, IL 62706

Dear Mr. Secretary:

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Pursuant to the provisions of Senate Rule 2-10(e), I hereby extend the deadline for final action on the following category of bills, with specific bills enumerated under this category, to June 1, 1999:

Pensions, specifically: Senate Bill 854.

Sincerely,

s/Pate  
James "Pate" Philip  
Senate President

cc: Senator Jones  
Courtney Nottage  
Carter Hendren

#### **PRESENTATION OF RESOLUTION**

Senators E. Jones - Philip offered the following Senate Joint Resolution, which was referred to the Committee on Rules:

#### **SENATE JOINT RESOLUTION NO. 40**

RESOLVED, BY THE SENATE OF THE NINETY-FIRST GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, That the Illinois Gaming Board shall be directed to conduct a study of minority person and female ownership among all riverboat licenses pursuant to Senate Bill 1017 of the Ninety-First General Assembly; and be it further

RESOLVED, That the terms "minority person" and "female" shall have the meanings provided in Section 2 of the Business Enterprise for Minorities, Females, and Persons with Disabilities Act; and be it further

RESOLVED, That the Gaming Board shall report the findings to the General Assembly no later than January 1, 2000; and be it further

RESOLVED, That a suitable copy of this resolution be sent to the Executive Director of the Gaming Board.

#### **COMMITTEE MEETING ANNOUNCEMENT**

Senator Weaver, Chairperson of the Committee on Rules, announced that the Rules Committee will meet today at 2:55 o'clock p.m.

#### REPORTS FROM RULES COMMITTEE

Senator Weaver, Chairperson of the Committee on Rules, during its May 25, 1999 meeting, reported the following Legislative Measures have been assigned to the indicated Standing Committees of the Senate:

Commerce and Industry: **First Conference Committee Report to Senate Bill 834.**

Environment and Energy: **First Conference Committee Report to Senate Bill 1088.**

Insurance and Pensions: **Senate Amendment No. 1 to Senate Bill No. 854.**

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Senator Weaver, Chairperson of the Committee on Rules, reported that the following Legislative Measure has been approved for consideration:

First Conference Committee Report to Senate Bill 656

The foregoing conference committee report was placed on the Senate Calendar.

Senator Weaver, Chairperson of the Committee on Rules, reported that the following Senate Resolution has been approved for consideration:

Senate Joint Resolution No. 40

The foregoing resolution was placed on the Secretary's Desk.

#### CONSIDERATION OF RESOLUTION ON SECRETARY'S DESK

Senator E. Jones moved that **Senate Joint Resolution No. 40**, on the Secretary's Desk, be taken up for immediate consideration. The motion prevailed.

Senator E. Jones moved that Senate Joint Resolution No. 40, be adopted.

And on that motion a call of the roll was had resulting as follows:

Yeas 48; Nays 7.

The following voted in the affirmative:

Berman	Halvorson	Molaro	Sieben
Bomke	Hendon	Munoz	Silverstein
Bowles	Jacobs	Myers	Smith

Clayborne	Jones, E.	Noland	Sullivan
Cronin	Jones, W.	Obama	Trotter
Cullerton	Karpier	O'Daniel	Viverito
DeLeo	Klemm	Parker	Walsh, L.
del Valle	Lightford	Peterson	Walsh, T.
Demuzio	Link	Petka	Watson
Dillard	Madigan, L.	Rea	Weaver
Dudycz	Madigan, R.	Shadid	Welch
Fawell	Maitland	Shaw	Mr. President

The following voted in the negative:

Burzynski	Hawkinson	Mahar	Rauschenberger
Donahue	Lauzen	Radogno	

The motion prevailed.

And the resolution was adopted.

Ordered that the Secretary inform the House of Representatives thereof, and ask their concurrence therein.

Senator Geo-Karis asked and obtained unanimous consent for the Journal to reflect her affirmative vote on **Senate Joint Resolution No. 40**.

#### CONSIDERATION OF SENATE BILL WITH HOUSE AMENDMENTS ON CONSIDERATION POSTPONED

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On motion of Senator Weaver, **Senate Bill No. 1017**, with House Amendments numbered 3 and 5 on the order of Consideration Postponed, was taken up for immediate consideration.

Senator Weaver moved that the Senate concur with the House in the adoption of their Amendments numbered 3 and 5 to said bill.

And on that motion, a call of the roll was had resulting as follows:

Yeas 31; Nays 27.

The following voted in the affirmative:

Berman	Fawell	Maitland	Trotter
Bowles	Geo-Karis	Molaro	Viverito
Clayborne	Hendon	Munoz	Walsh, L.
Cronin	Jacobs	O'Daniel	Walsh, T.
Cullerton	Jones, E.	Parker	Watson
DeLeo	Jones, W.	Peterson	Weaver
Dillard	Karpier	Rea	Mr. President
Dudycz	Lightford	Shaw	

The following voted in the negative:

Bomke	Lauzen	Noland	Sieben
Burzynski	Link	Obama	Silverstein
del Valle	Luechtefeld	O'Malley	Smith

Demuzio	Madigan, L.	Petka	Sullivan
Donahue	Madigan, R.	Radogno	Syverson
Halvorson	Mahar	Rauschenberger	Welch
Hawkinson	Myers	Shadid	

The motion prevailed.

And the Senate concurred with the House in the adoption of their Amendments numbered 3 and 5 to **Senate Bill No. 1017**.

Ordered that the Secretary inform the House of Representatives thereof.

#### CONSIDERATION OF CONFERENCE COMMITTEE REPORT

Senator Rauschenberger, from the Committee appointed on the part of the Senate to adjust the differences between the two Houses on House Amendment No. 1 to **Senate Bill No. 656**, submitted the following Report of the First Conference Committee and moved its adoption:

#### 91ST GENERAL ASSEMBLY CONFERENCE COMMITTEE REPORT ON SENATE BILL 656

To the President of the Senate and the Speaker of the House of Representatives:

We, the conference committee appointed to consider the differences between the houses in relation to House Amendment No. 1 to Senate Bill 656, recommend the following:

- (1) that the House recede from House Amendment No. 1; and
- (2) that Senate Bill 656 be amended on page 2, by replacing lines 18 through 31 with the following:

"In the interest of further developing Illinois' economy in the area of commerce, tourism, convention, and banquet business, nothing in this Section shall prohibit issuance of a retail license authorizing the sale of alcoholic beverages to a restaurant, banquet facility, grocery store, or hotel having not fewer than 150 guest room accommodations located in a municipality of more than 500,000

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persons, notwithstanding the proximity of such hotel, restaurant, ~~or~~ banquet facility, or grocery store to any church or school, if the licensed premises described on the license are located within an enclosed mall or building of a height of at least 6 stories, or 60 feet in the case of a building that has been registered as a national landmark, or in a grocery store having a minimum of 56,010 square feet of floor space in a single story building in an open mall of at least 3.96 acres that is adjacent to a public school that opened as a boys technical high school in 1934, and in each of these cases either ~~case~~ if the sale of alcoholic liquors is not the principal business carried on by the licensee ~~license~~."

Submitted on May 25, 1999

s/Sen. Steve Rauschenberger  
s/Sen. Chris Lauzen

s/Rep. John Fritchey  
s/Rep. Daniel Burke

s/Sen. Dan Cronin  
s/Sen. Debbie Halvorson  
s/Sen. Louis Viverito  
Committee for the Senate

s/Rep. Barbara Flynn Currie  
s/Rep. Tom Cross  
s/Rep. Angelo Saviano  
Committee for the House

And on that motion, a call of the roll was had resulting as follows:

Yeas 41; Nays 14.

The following voted in the affirmative:

Berman	Halvorson	Maitland	Shadid
Bowles	Hawkinson	Molaro	Sieben
Cronin	Hendon	Munoz	Silverstein
Cullerton	Jacobs	O'Daniel	Trotter
DeLeo	Jones, E.	O'Malley	Viverito
del Valle	Karpiel	Parker	Walsh, L.
Dillard	Lauzen	Peterson	Walsh, T.
Dudycz	Lightford	Petka	Watson
Fawell	Madigan, L.	Rauschenberger	Weaver
Geo-Karis	Mahar	Rea	Welch
			Mr. President

The following voted in the negative:

Bomke	Jones, W.	Luechtefeld	Noland
Burzynski	Klemm	Madigan, R.	Obama
Donahue	Link	Myers	Radogno
			Sullivan
			Syverson

The motion prevailed.

And the Senate adopted the Report of the First Conference Committee on Senate Bill No. 656.

Ordered that the Secretary inform the House of Representatives thereof.

#### CONSIDERATION OF SENATE AMENDMENT TO HOUSE BILL ON SECRETARY'S DESK

On motion of Senator Watson, **House Bill No. 733**, with Senate Amendment No. 1 on the Secretary's Desk, was taken up for immediate consideration.

Senator Watson moved that the Senate refuse to recede from its

Amendment No. 1 to House Bill No. 733 and that a First Committee of Conference consisting of five members on the part of the Senate and five members on the part of the House be appointed to adjust the differences between the two Houses in regard to said amendment.

The motion prevailed.

The President appointed as such Committee on the part of the Senate, the following: Senators Donahue, Syverson, Watson, Obama and

Smith.

Ordered that the Secretary inform the House of Representatives thereof.

At the hour of 3:25 o'clock p.m., Senator Watson presiding.

At the hour of 3:26 o'clock p.m., the Chair announced that the Senate stand at recess subject to the call of the Chair.

#### **AFTER RECESS**

At the hour of 6:08 o'clock p.m., the Senate resumed consideration of business.

Senator Watson, presiding.

#### **PRESENTATION OF RESOLUTION**

##### **SENATE RESOLUTION NO. 155**

Offered by Senator L. Madigan and all Senators:

Mourns the death of Reverend Karen L. Parsons, Minister of the Pilgrim Lutheran Church in Ravenswood.

The foregoing resolution was referred to the Resolutions Consent Calendar.

#### **MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has refused to recede from their Amendment No. 2 to a bill of the following title, to-wit:

##### **SENATE BILL NO. 53**

A bill for AN ACT to amend the Illinois Municipal Code by changing Sections 11-74.4-3 and 11-74.4-7.

I am further directed to inform the Senate that the House of Representatives requests a First Committee of Conference, to consist of five Members from each House, to consider the differences of the two Houses in regard to the amendment to the bill.

The Speaker of the House has appointed as such committee on the part of the House: Representatives Currie, Holbrook, Scott.

Action taken by the House, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

On motion of Senator Watson, the foregoing message from the House of Representatives, reporting refusal to recede from its Amendment No. 2 to **Senate Bill No. 53**, was taken up for immediate consideration.

Senator Watson moved that the Senate accede to the request of the House of Representatives for a First Committee of Conference to adjust the differences arising between the two Houses on House Amendment No. 2 to Senate Bill No. 53.

The motion prevailed.

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has refused to recede from their Amendment No. 1 to a bill of the following title, to-wit:

SENATE BILL NO. 321

A bill for AN ACT to amend the Illinois Health Facilities Planning Act by adding Section 4.5.

I am further directed to inform the Senate that the House of Representatives requests a First Committee of Conference, to consist of five Members from each House, to consider the differences of the two Houses in regard to the amendment to the bill.

The Speaker of the House has appointed as such committee on the part of the House: Representatives Currie, Hannig, Feigenholtz; Tenhouse and Biggins.

Action taken by the House, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

On motion of Senator Watson, the foregoing message from the House of Representatives, reporting refusal to recede from its Amendment No. 1 to **Senate Bill No. 321**, was taken up for immediate consideration.

Senator Watson moved that the Senate accede to the request of the House of Representatives for a First Committee of Conference to adjust the differences arising between the two Houses on House Amendment No. 1 to Senate Bill No. 321.

The motion prevailed.

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has refused to recede from their Amendments numbered 1, 2 and 4 to a bill of the following title, to-wit:

SENATE BILL NO. 392

A bill for AN ACT relating to charitable organizations and activities, amending named Acts.

I am further directed to inform the Senate that the House of Representatives requests a First Committee of Conference, to consist of five Members from each House, to consider the differences of the two Houses in regard to the amendments to the bill.

The Speaker of the House has appointed as such committee on the part of the House: Representatives Dart, Steve Davis, Currie; Cross and Meyer.

Action taken by the House, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

On motion of Senator Watson, the foregoing message from the House of Representatives, reporting refusal to recede from its Amendments numbered 1, 2 and 4 to **Senate Bill No. 392**, was taken up for

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immediate consideration.

Senator Watson moved that the Senate accede to the request of the House of Representatives for a First Committee of Conference to adjust the differences arising between the two Houses on House Amendments numbered 1, 2 and 4 to Senate Bill No. 392.

The motion prevailed.

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has refused to concur with the Senate in the adoption of their amendments to a bill of the following title, to-wit:

HOUSE BILL 523

A bill for AN ACT to amend the Illinois Municipal Code by changing Sections 8-11-1.1, 8-11-1.3, 8-11-1.4, and 8-11-1.5.

Which amendments are as follows:

Senate Amendment No. 1 to HOUSE BILL NO. 523.

Senate Amendment No. 2 to HOUSE BILL NO. 523.

Non-concurred in by the House, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

Under the rules, the foregoing **House Bill No. 523**, with Senate Amendments numbered 1 and 2, was referred to the Secretary's Desk.

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has refused to concur with the Senate in the adoption of their amendment to a bill of the following title, to-wit:

HOUSE BILL 1845

A bill for AN ACT to amend the Illinois Marriage and Dissolution of Marriage Act by changing Section 607.

Which amendment is as follows:

Senate Amendment No. 1 to HOUSE BILL NO. 1845.

Non-concurred in by the House, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

Under the rules, the foregoing **House Bill No. 1845**, with Senate Amendment No. 1, was referred to the Secretary's Desk.



A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 286

A bill for AN ACT to amend the Airport Authorities Act by changing Section 6.

Together with the following amendments which are attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

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House Amendment No. 1 to SENATE BILL NO. 286

House Amendment No. 2 to SENATE BILL NO. 286

House Amendment No. 3 to SENATE BILL NO. 286

House Amendment No. 4 to SENATE BILL NO. 286

Passed the House, as amended, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

AMENDMENT NO. 1 TO SENATE BILL 286

AMENDMENT NO. 1. Amend Senate Bill 286 on page 1, lines 2 and 6, by replacing "Section 6" each time it appears with "Sections 3.4 and 6"; and

on page 1, by inserting below line 6 the following:

"(70 ILCS 5/3.4) (from Ch. 15 1/2, par. 68.3d)

Sec. 3.4. Commissioners' terms and qualification. All initial appointments of commissioners shall be made within twenty days after the determination of the result of said election, or the creation of the Metropolitan Airport Authority, as the case may be. Each appointment shall be in writing and a certificate thereof signed by the appointing officer shall be filed and made a matter of record in the office of the county clerk wherein said organization proceedings are filed. A commissioner shall qualify within ten days after appointment by acceptance and the taking of the constitutional oath of office, both to be in writing and similarly filed for record in the office of the said county clerk. Members initially appointed to the board of commissioners of such Authority shall serve from date of appointment for one, two, three, four and five years and shall draw lots to determine the periods for which they each shall serve. In case there are more than five commissioners, lots shall be drawn so that five commissioners shall serve initial terms of one, two, three, four and five years and the other commissioners shall serve terms of one, two, three, four or five years as the number of commissioners shall require and the drawing of lots shall determine. Within 30 days after September 27, 1985, the chairman of a county board who is to appoint 5 commissioners at large pursuant to this amendatory Act of 1985 shall appoint 2 such commissioners to serve terms of 3 years and 5 years, respectively, as determined by lot. The other 3 commissioners to be appointed at large shall be appointed by such

chairman to succeed the terms of the commissioners holding office on such date who were appointed at large or from the areas within the Authority located outside of municipalities having a population of 5,000 or more; provided that such commissioners then holding office shall continue to serve the terms for which they were appointed. The successors of all such initial members of the board of commissioners of an Authority shall serve for terms of five years, except that members of the board of commissioners of an Airport Authority located in a county with a population of more than 200,000 but less than 250,000 shall serve 3-year terms. All such appointments and appointments to fill vacancies shall be made in like manner as in the case of the initial commissioners except as otherwise provided in this Section. A commissioner having been duly appointed shall continue to serve after the expiration of his term until his successor has been appointed. Each commissioner shall reside within the Authority and shall continue to reside therein during his term of office.

(Source: P.A. 84-1473.)".

AMENDMENT NO. 2 TO SENATE BILL 286

AMENDMENT NO. 2. Amend Senate Bill 286, AS AMENDED, by replacing the title with the following:

"AN ACT concerning special districts, amending named Acts."; and

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after the end of Section 5, by inserting the following:

"Section 10. The Metropolitan Water Reclamation District Act is amended by changing Section 4 as follows:

(70 ILCS 2605/4) (from Ch. 42, par. 323)

Sec. 4. The commissioners elected under this Act constitute a board of commissioners for the district by which they are elected, which board of commissioners is the corporate authority of the sanitary district, and, in addition to all other powers specified in this Act, shall establish the policies and goals of the sanitary district. The general superintendent, in addition to all other powers specified in this Act, shall manage and control all the affairs and property of the sanitary district and shall regularly report to the Board of Commissioners on the activities of the sanitary district in executing the policies and goals established by the board. At the regularly scheduled meeting of odd numbered years following the induction of new commissioners the board of commissioners shall elect from its own number a president and a vice-president to serve in the absence of the president, and the chairman of the committee on finance. The board shall provide by rule when a vacancy occurs in the office of the president, vice-president, or the chairman of the committee on finance and the manner of filling such vacancy.

The board shall appoint from outside its own number the general superintendent and treasurer for the district.

The general superintendent must be a resident of the sanitary district and a citizen of the United States. He must be selected solely upon his administrative and technical qualifications and without regard to his political affiliations.

In the event of illness or other prolonged absence, death or

resignation creating a vacancy in the office of the general superintendent, or treasurer, the board of commissioners may appoint an acting officer from outside its own number, to perform the duties and responsibilities of the office during the term of the absence or vacancy.

The general superintendent with the advice and consent of the board of commissioners, shall appoint the chief engineer, chief of maintenance and operations, director of personnel, purchasing agent, clerk, attorney, director of research and development, and director of information technology. These constitute the heads of the Department of Engineering, Maintenance and Operations, Personnel, Purchasing, Finance, Law, Research and Development, and Information Technology, respectively. No other departments or heads of departments may be created without subsequent amendment to this Act. All such department heads are under the direct supervision of the general superintendent.

The director of personnel must be qualified under Section 4.2a of this Act.

The purchasing agent must be selected in accordance with Section 11.16 of this Act.

In the event of illness or other prolonged absence, death or resignation creating a vacancy in the office of chief engineer, chief of maintenance and operations, director of personnel, purchasing agent, clerk, attorney, director of research and development, or director of information technology, the general superintendent shall appoint an acting officer to perform the duties and responsibilities of the office during the term of the absence or vacancy. Any such officers appointed in an acting capacity are under the direct supervision of the general superintendent.

All appointive officers and acting officers shall give bond as may be required by the board.

The general superintendent, treasurer, acting general

superintendent and acting treasurer hold their offices at the pleasure of the board of commissioners.

The acting chief engineer, acting chief of maintenance and operations, acting purchasing agent, acting director of personnel, acting clerk, acting attorney, acting director of research and development, and acting director of information technology hold their offices at the pleasure of the general superintendent.

The chief engineer, chief of maintenance and operations, director of personnel, purchasing agent, clerk, attorney, director of research and development, and director of information technology may be removed from office for cause by the general superintendent. Prior to removal, such officers are entitled to a public hearing before the general superintendent at which hearing they may be represented by counsel. Before the hearing, the general superintendent shall notify the board of commissioners of the date, time, place and nature of the hearing.

In addition to the attorney appointed by the general superintendent, the board of commissioners may appoint from outside its own number an attorney, or retain counsel, to advise the board of commissioners with respect to its powers and duties and with respect

to legal questions and matters of policy for which the board of commissioners is responsible.

The general superintendent is the chief administrative officer of the district, has supervision over and is responsible for all administrative and operational matters of the sanitary district including the duties of all employees which are not otherwise designated by law, and is the appointing authority as specified in Section 4.11 of this Act.

The board, through the budget process, shall fix the compensation of all the officers and employees of the sanitary district.

The compensation of board members shall be fixed by the board, with the affirmative vote of at least 2/3 of the members, subject to the following:

(1) The board may provide additional compensation for its president, its vice president, and the chairman of the committee on finance.

(2) The board may provide for travel and expense allowances.

(3) The board may include an annual cost of living adjustment effective each July 1. The cost of living adjustment shall equal the lesser of 5% of the member's or officer's salary or the cost of living index known as the "Employment Cost Index, Wages and Salaries, by Occupation and Industry Group: State and Local Government Workers: Public Administration", as published by the United States Department of Labor, Bureau of Labor Statistics, applicable for the calendar year immediately preceding the calendar year in which the July 1st increase is scheduled.

(4) In fixing compensation, the board may not increase a member's or officer's salary by more than the amount of the net increase, if any, that has occurred in the cost of living index known as the "Employment Cost Index, Wages and Salaries, by Occupation and Industry Group: State and Local Government Workers: Public Administration", as published by the United States Department of Labor, Bureau of Labor Statistics, since the rate of compensation was last adjusted.

Any incumbent of the office of president may appoint an administrative aide, which appointment remains in force during his incumbency unless revoked by the president.

~~Effective upon the election in January, 1985 of the president and vice president of the board of commissioners and the chairman of the~~

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~~committee on finance, the annual salary of the president shall be \$37,500 and shall be increased to \$39,500 in January, 1987, \$41,500 in January, 1989, and \$50,000 in January, 1991; the annual salary of the vice-president shall be \$35,000 and shall be increased to \$37,000 in January, 1987, \$39,000 in January, 1989 and \$45,000 in January, 1991; the annual salary of the chairman of the committee on finance shall be \$32,500 and shall be increased to \$34,500 in January, 1987, \$36,500 in January, 1989 and \$45,000 in January, 1991.~~

~~The annual salaries of the other members of the Board shall be as follows:~~

~~For the three members elected in November, 1980, \$26,500 per~~

~~annum for the first two years of the term; \$28,000 per annum for the next two years of the term and \$30,000 per annum for the last two years.~~

~~For the three members elected in November, 1982, \$28,000 per annum for the first two years of the term and \$30,000 per annum thereafter.~~

~~For members elected in November, 1984, \$30,000 per annum.~~

~~For the three members elected in November, 1986, \$32,000 for each of the first two years of the term, \$34,000 for each of the next two years and \$36,000 for the last two years;~~

~~For three members elected in November, 1988, \$34,000 for each of the first two years of the term and \$36,000 for each year thereafter.~~

~~For members elected in November, 1990 or thereafter, \$40,000.~~

The board of commissioners has full power to pass all necessary ordinances, orders, rules, resolutions and regulations for the proper management and conduct of the business of the board of commissioners and the corporation and for carrying into effect the object for which the sanitary district is formed. All ordinances, orders, rules, resolutions and regulations passed by the board of commissioners must, before they take effect, be approved by the president of the board of commissioners. If he approves thereof, he shall sign them, and such as he does not approve he shall return to the board of commissioners with his objections in writing at the next regular meeting of the board of commissioners occurring after the passage thereof. Such veto may extend to any one or more items or appropriations contained in any ordinance making an appropriation, or to the entire ordinance. If the veto extends to a part of such ordinance, the residue takes effect. If the president of such board of commissioners fails to return any ordinance, order, rule, resolution or regulation with his objections thereto in the time required, he is deemed to have approved it, and it takes effect accordingly. Upon the return of any ordinance, order, rule, resolution, or regulation by the president, the vote by which it was passed must be reconsidered by the board of commissioners, and if upon such reconsideration two-thirds of all the members agree by yeas and nays to pass it, it takes effect notwithstanding the president's refusal to approve thereof.

It is the policy of this State that all powers granted, either expressly or by necessary implication, by this Act or any other Illinois statute to the District may be exercised by the District notwithstanding effects on competition. It is the intention of the General Assembly that the "State action exemption" to the application of federal antitrust statutes be fully available to the District to the extent its activities are authorized by law as stated herein.

(Source: P.A. 86-520; 87-1146.)

Section 99. Effective date. This Act takes effect upon becoming law."

AMENDMENT NO. 3 TO SENATE BILL 286

AMENDMENT NO. 3. Amend Senate Bill 286, AS AMENDED, in Section

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5, in the introductory clause, by replacing "Sections 3.4" with "Sections 2.7, 3.4,"; and

in Section 5, by inserting above Sec. 3.4 the following:

"(70 ILCS 5/2.7) (from Ch. 15 1/2, par. 68.2g)

Sec. 2.7. Metropolitan Airport Authority.

(a) Upon the effective date of this amendatory Act of 1986, in any county with a population between 600,000 and 3,000,000 and contiguous to a county with a population in excess of 1,000,000 inhabitants, a Metropolitan Airport Authority is hereby established, the territory of which shall include all of the territory within the corporate limits of the county and the territory of any pre-existing authority located partly within and partly outside the county, except the territory of any municipality whose territory lies both inside and outside the county with the majority of the territory lying outside the county. Upon that date, the Metropolitan Airport Authority shall be deemed an organized Airport Authority under this Act. Within 30 days after the initial appointments have been made under Section 3.4, the Authority board shall notify the office of the Secretary of State of the establishment of the Metropolitan Airport Authority by this amendatory Act of 1986, who shall thereupon issue a certificate of incorporation to the Authority.

(b) If all of the airport facilities of an existing Airport Authority are situated within the corporate limits of a county in which a Metropolitan Airport Authority is established, the existing Airport Authority shall be dissolved upon the establishment of the Metropolitan Airport Authority. In such event the rights to all property and all assets and liabilities, including bonded indebtedness, of the existing Airport Authority shall be assumed by the Metropolitan Airport Authority.

~~(c) (Blank). The Illinois Department of Transportation shall conduct or cause to be conducted an annual program audit of the Metropolitan Airport Authority for each fiscal year of the Authority, beginning with 1993. The audits shall be conducted in accordance with generally accepted governmental auditing standards and shall include an examination of supporting books and records and a representative sample of vouchers for distributions and expenditures. An audit report shall be prepared for each audit conducted pursuant to this Section, and a copy shall be kept on file at the Illinois Department of Transportation and furnished to the Metropolitan Airport Authority. All audit reports shall be made available to the public by the Illinois Department of Transportation and the Metropolitan Airport Authority upon request.~~

~~Within 90 days after an audit required under this subsection has been completed, the Metropolitan Airport Authority shall reimburse the Illinois Department of Transportation for all costs incurred by the Department arising out of the conduct of the audit. Costs incurred by the Illinois Department of Transportation may be paid from any moneys available to the Department for that purpose; the reimbursement received from the Metropolitan Airport Authority for those costs shall be deposited into the fund or funds from which the costs were paid by the Department.~~

(Source: P.A. 87-768; 88-504.)".

#### AMENDMENT NO. 4 TO SENATE BILL 286

AMENDMENT NO. 4. Amend Senate Bill 286, AS AMENDED, by replacing the title with the following:

"AN ACT to amend the Airport Authorities Act."; and

by replacing everything after the enacting clause with the following:

"Section 5. The Airport Authorities Act is amended by changing

Section 2.7 as follows:

(70 ILCS 5/2.7) (from Ch. 15 1/2, par. 68.2g)

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Sec. 2.7. Metropolitan Airport Authority.

(a) Upon the effective date of this amendatory Act of 1986, in any county with a population between 600,000 and 3,000,000 and contiguous to a county with a population in excess of 1,000,000 inhabitants, a Metropolitan Airport Authority is hereby established, the territory of which shall include all of the territory within the corporate limits of the county and the territory of any pre-existing authority located partly within and partly outside the county, except the territory of any municipality whose territory lies both inside and outside the county with the majority of the territory lying outside the county. Upon that date, the Metropolitan Airport Authority shall be deemed an organized Airport Authority under this Act. Within 30 days after the initial appointments have been made under Section 3.4, the Authority board shall notify the office of the Secretary of State of the establishment of the Metropolitan Airport Authority by this amendatory Act of 1986, who shall thereupon issue a certificate of incorporation to the Authority.

(b) If all of the airport facilities of an existing Airport Authority are situated within the corporate limits of a county in which a Metropolitan Airport Authority is established, the existing Airport Authority shall be dissolved upon the establishment of the Metropolitan Airport Authority. In such event the rights to all property and all assets and liabilities, including bonded indebtedness, of the existing Airport Authority shall be assumed by the Metropolitan Airport Authority.

(c) (Blank). ~~The Illinois Department of Transportation shall conduct or cause to be conducted an annual program audit of the Metropolitan Airport Authority for each fiscal year of the Authority, beginning with 1993. The audits shall be conducted in accordance with generally accepted governmental auditing standards and shall include an examination of supporting books and records and a representative sample of vouchers for distributions and expenditures. An audit report shall be prepared for each audit conducted pursuant to this Section, and a copy shall be kept on file at the Illinois Department of Transportation and furnished to the Metropolitan Airport Authority. All audit reports shall be made available to the public by the Illinois Department of Transportation and the Metropolitan Airport Authority upon request.~~

~~Within 90 days after an audit required under this subsection has been completed, the Metropolitan Airport Authority shall reimburse the Illinois Department of Transportation for all costs incurred by the Department arising out of the conduct of the audit. Costs incurred by the Illinois Department of Transportation may be paid from any moneys available to the Department for that purpose; the reimbursement received from the Metropolitan Airport Authority for those costs shall be deposited into the fund or funds from which the costs were paid by the Department.~~

(Source: P.A. 87-768; 88-504.)".

Under the rules, the foregoing **Senate Bill No. 286**, with House

Amendments numbered 1, 2, 3 and 4, was referred to the Secretary's Desk.

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 369

A bill for AN ACT regarding appropriations.

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SENATE

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Together with the following amendments which are attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 369

House Amendment No. 3 to SENATE BILL NO. 369

Passed the House, as amended, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

AMENDMENT NO. 1 TO SENATE BILL 369

AMENDMENT NO. 1. Amend Senate Bill 369 by replacing everything after the enacting clause with the following:

"Section 5. The following amounts, or so much of those amounts as may be necessary, respectively, are appropriated to the State Board of Elections for its ordinary and contingent expenses as follows:

The Board	
For Contractual Services.....	\$19,200
For Travel.....	13,600
For Equipment.....	<u>1,725</u>
TOTAL.....	34,525
Administration	
For Personal Services.....	499,804
For Employee Retirement Contributions	
Paid By Employer.....	19,992
For State Contributions to State Employees'	
Retirement System.....	48,981
For State Contributions to	
Social Security.....	38,235
For Contractual Services.....	346,600
For Travel.....	12,000
For Commodities.....	17,000
For Printing.....	11,000
For Equipment.....	1,000
For Telecommunications.....	88,500
Operation of Automotive Equipment.....	<u>2,900</u>
TOTAL.....	1,086,012
Elections	
For Personal Services.....	1,255,964
For Employee Retirement Contributions	



Paid By Employer.....	50,239
For State Contributions to State Employees' Retirement System.....	123,084
For State Contributions to Social Security.....	96,081
For Contractual Services.....	26,886
For Travel.....	44,931
For Printing.....	27,700
For Equipment.....	2,500
For Purchase of Election Codes.....	15,000
For Uniform Data File Format for Registration Records.....	550,000
For Technical Design Development for the Statewide Voter Registration System.....	<u>230,000</u>
TOTAL.....	2,422,385
General Counsel	
For Personal Services.....	221,348
For Employee Retirement Contributions Paid By Employer.....	8,854

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For State Contributions to State Employees' Retirement System.....	21,692
For State Contributions to Social Security.....	16,933
For Contractual Services.....	45,900
For Travel.....	4,000
For Equipment.....	<u>1,000</u>
TOTAL.....	319,727
Campaign Financing	
For Personal Services.....	643,712
For Employee Retirement Contributions Paid By Employer.....	25,749
For State Contributions to State Employees' Retirement System.....	63,084
For State Contributions to Social Security.....	49,244
For Contractual Services.....	9,860
For Travel.....	12,250
For Printing.....	14,400
For Equipment.....	<u>8,800</u>
TOTAL.....	827,099
EDP	
For Personal Services.....	256,287
For Employee Retirement Contributions Paid By Employer.....	10,252
For State Contributions to State Employees' Retirement System.....	25,116
For State Contributions to Social Security.....	19,606
For Contractual Services.....	532,700
For Travel.....	10,900
For Commodities.....	14,610

For Printing.....	2,300
For Equipment.....	<u>161,000</u>
TOTAL.....	1,032,771

(Total, this Section \$5,722,519)

Section 10. The following amounts, or so much of those amounts as may be necessary, respectively, are appropriated to the State Board of Elections for grants to local governments as follows:

For Reimbursement to Counties for increased Compensation to Judges and other Election Officials, as provided in Public Acts 81-850, 81-1149, and 90-672.....	\$1,412,000
For Payment of Lump Sum Awards to County Clerks and Chief Election Clerks as Compensation for Additional Duties required of such officials by consolidation of elections law, as provided in Public Acts 82-691 and 90-713.....	618,000
For Payment to Election Authorities for expenses in supplying voter registration tapes to the State Board of Elections pursuant to Public Act 85-958.....	13,000

(Total, this Section \$2,043,000)

Section 99. Effective date. This Act takes effect July 1, 1999."

#### AMENDMENT NO. 3 TO SENATE BILL 0369, IN THE HOUSE

AMENDMENT NO. 3. Amend Senate Bill 0369, in the House, with reference to page and line numbers in House Amendment 1, by inserting the following after line 23 on page 2:

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SENATE

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"For completion of Phase II of the Census

2000 Redistricting Program pursuant to

Public Law 94-171 ..... 50,000";

and, on page 3, line 24, by changing "532,700" to "622,700"; and on page 3, after line 30, by inserting the following:

"The sum of \$50,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 1999, from an appropriation heretofore made in Section 5 of Article 12 of Public Act 90-0585, as amended, is reappropriated from the General Revenue Fund to the State Board of Elections for completion of Phase II of the Census 2000 Redistricting Program pursuant to Public Law 94-171."

Under the rules, the foregoing **Senate Bill No. 369**, with House Amendments numbered 1 and 3, was referred to the Secretary's Desk.

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 618

A bill for AN ACT regarding appropriations.

Together with the following amendments which are attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 618  
House Amendment No. 2 to SENATE BILL NO. 618  
House Amendment No. 3 to SENATE BILL NO. 618

Passed the House, as amended, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

AMENDMENT NO. 1 TO SENATE BILL 618

AMENDMENT NO. 1. Amend Senate Bill 618 on page 2, by deleting lines 17 and 18.

AMENDMENT NO. 2 TO SENATE BILL 618

AMENDMENT NO. 2. Amend Senate Bill 618 on page 1, line 11, by changing "2,190,600" to "2,276,600"; and  
on page 1, line 19, by changing "20,800" to "22,500"; and  
on page 1, line 21, by changing "33,600" to "34,800"; and  
on page 1, line 25, by changing "2,852,800" to "2,981,700".

AMENDMENT NO. 3 TO SENATE BILL 618

AMENDMENT NO. 3. Amend Senate Bill 618, on page 1, line 11, by changing "2,276,600" to "2,330,200"; and,  
on page 1, line 13, by changing "91,100" to "93,200"; and,  
on page 1, line 15, by changing "221,100" to "225,200"; and,  
on page 1, line 17, by changing "174,200" to "179,400"; and,  
on page 1, line 18, by changing "47,000" to "67,000"; and,  
on page 1, line 19, by changing "22,500" to "25,000"; and,  
on page 1, line 23, by changing "60,000" to "67,500"; and,  
on page 1, line 24, by changing "40,000" to "45,000"; and,  
on page 1, line 25, by changing "2,981,700" to "3,081,700"; and,  
on page 2, by adding an effective date of July 1, 1999."

Under the rules, the foregoing **Senate Bill No. 618**, with House

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Amendments numbered 1, 2 and 3, was referred to the Secretary's Desk.

A message from the House by  
Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 1079

A bill for AN ACT to create the Budget Implementation Act for Fiscal Year 2000.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the

Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 1079

Passed the House, as amended, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

AMENDMENT NO. 1 TO SENATE BILL 1079

AMENDMENT NO. 1. Amend Senate Bill 1079, by deleting all of Section 99.

Under the rules, the foregoing **Senate Bill No. 1079**, with House Amendment No. 1, was referred to the Secretary's Desk.

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 1080

A bill for AN ACT to create the Budget Implementation Act for Fiscal Year 2000.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 1080

Passed the House, as amended, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

AMENDMENT NO. 1 TO SENATE BILL 1080

AMENDMENT NO. 1. Amend Senate Bill 1080, by deleting all of Section 99.

Under the rules, the foregoing **Senate Bill No. 1080**, with House Amendment No. 1, was referred to the Secretary's Desk.

#### REPORTS FROM STANDING COMMITTEES

Senator Lauzen, Chairperson of the Committee on Commerce and Industry, to which was referred the **First Conference Committee Report to Senate Bill No. 834**, reported the same back with the recommendation that it be approved for consideration.

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SENATE

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Under the rules, the foregoing Conference Committee Report was placed on the Senate Calendar.

Senator T. Walsh, Chairperson of the Committee on State Government Operations, to which was referred the **Motion to concur**

with House Amendments numbered 1 and 3 to Senate Bill No. 876, reported the same back with the recommendation that the motion be adopted.

Under the rules, the foregoing motion is eligible for consideration by the Senate.

**CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS  
ON SECRETARY'S DESK**

On motion of Senator Rauschenberger, **Senate Bill No. 369**, with House Amendments numbered 1 and 3 on the Secretary's Desk, was taken up for immediate consideration.

Senator Rauschenberger moved that the Senate non-concur with the House in the adoption of their amendments to said bill.

The motion prevailed.

And the Senate non-concurred with the House in the adoption of their Amendments numbered 1 and 3 to **Senate Bill No. 369**.

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Rauschenberger, **Senate Bill No. 618**, with House Amendments numbered 1, 2 and 3 on the Secretary's Desk, was taken up for immediate consideration.

Senator Rauschenberger moved that the Senate non-concur with the House in the adoption of their amendments to said bill.

The motion prevailed.

And the Senate non-concurred with the House in the adoption of their Amendments numbered 1, 2 and 3 to **Senate Bill No. 618**.

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Rauschenberger, **Senate Bill No. 1079**, with House Amendment No. 1 on the Secretary's Desk, was taken up for immediate consideration.

Senator Rauschenberger moved that the Senate non-concur with the House in the adoption of their amendment to said bill.

The motion prevailed.

And the Senate non-concurred with the House in the adoption of their Amendment No. 1 to **Senate Bill No. 1079**.

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Maitland, **Senate Bill No. 1080**, with House Amendment No. 1 on the Secretary's Desk, was taken up for immediate consideration.

Senator Maitland moved that the Senate non-concur with the House in the adoption of their amendment to said bill.

The motion prevailed.

And the Senate non-concurred with the House in the adoption of their Amendment No. 1 to **Senate Bill No. 1080**.

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator DeLeo, **Senate Bill No. 286**, with House Amendments numbered 1, 2, 3 and 4 on the Secretary's Desk, was taken

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up for immediate consideration.

Senator DeLeo moved that the Senate non-concur with the House in the adoption of their amendments to said bill.

The motion prevailed.

And the Senate non-concurred with the House in the adoption of their Amendments numbered 1, 2, 3 and 4 to **Senate Bill No. 286**.

Ordered that the Secretary inform the House of Representatives thereof.

#### **CONSIDERATION OF SENATE AMENDMENTS TO HOUSE BILLS ON SECRETARY'S DESK**

On motion of Senator Bowles, **House Bill No. 523**, with Senate Amendments numbered 1 and 2 on the Secretary's Desk, was taken up for immediate consideration.

Senator Bowles moved that the Senate refuse to recede from its Amendments numbered 1 and 2 to House Bill No. 523 and that a First Committee of Conference consisting of five members on the part of the Senate and five members on the part of the House be appointed to adjust the differences between the two Houses in regard to said amendments.

The motion prevailed.

On motion of Senator W. Jones, **House Bill No. 1845**, with Senate Amendment No. 1 on the Secretary's Desk, was taken up for immediate consideration.

Senator W. Jones moved that the Senate refuse to recede from its Amendment No. 1 to House Bill No. 1845 and that a First Committee of Conference consisting of five members on the part of the Senate and five members on the part of the House be appointed to adjust the differences between the two Houses in regard to said amendment.

The motion prevailed.

#### **MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has refused to concur with the Senate in the adoption of their amendment to a bill of the following title, to-wit:

##### **HOUSE BILL 1134**

A bill for AN ACT to amend the School Code by changing Section 18-8.05.

Which amendment is as follows:

Senate Amendment No. 1 to HOUSE BILL NO. 1134.

Non-concurred in by the House, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

Under the rules, the foregoing **House Bill No. 1134**, with Senate Amendment No. 1, was referred to the Secretary's Desk.

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has adopted the following conference committee report:

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First Conference Committee Report to SENATE BILL NO. 338

Adopted by the House, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

91ST GENERAL ASSEMBLY  
FIRST CONFERENCE COMMITTEE REPORT  
ON SENATE BILL 338

To the President of the Senate and the Speaker of the House of Representatives:

We, the conference committee appointed to consider the differences between the houses in relation to House Amendment No. 1 to Senate Bill 338, recommend the following:

(1) that the Senate concur in House Amendment No. 1; and  
(2) that Senate Bill 338 be further amended by replacing the title with the following:

"AN ACT concerning insurance taxes."; and  
by inserting after the end of Section 5 the following:

"Section 7. The Illinois Income Tax Act is amended by changing Section 201 as follows:

(35 ILCS 5/201) (from Ch. 120, par. 2-201)

Sec. 201. Tax Imposed.

(a) In general. A tax measured by net income is hereby imposed on every individual, corporation, trust and estate for each taxable year ending after July 31, 1969 on the privilege of earning or receiving income in or as a resident of this State. Such tax shall be in addition to all other occupation or privilege taxes imposed by this State or by any municipal corporation or political subdivision thereof.

(b) Rates. The tax imposed by subsection (a) of this Section shall be determined as follows, except as adjusted by subsection (d-1):

(1) In the case of an individual, trust or estate, for taxable years ending prior to July 1, 1989, an amount equal to 2 1/2% of the taxpayer's net income for the taxable year.

(2) In the case of an individual, trust or estate, for taxable years beginning prior to July 1, 1989 and ending after June 30, 1989, an amount equal to the sum of (i) 2 1/2% of the taxpayer's net income for the period prior to July 1, 1989, as calculated under Section 202.3, and (ii) 3% of the taxpayer's net income for the period after June 30, 1989, as calculated under Section 202.3.

(3) In the case of an individual, trust or estate, for taxable years beginning after June 30, 1989, an amount equal to

3% of the taxpayer's net income for the taxable year.

(4) (Blank).

(5) (Blank).

(6) In the case of a corporation, for taxable years ending prior to July 1, 1989, an amount equal to 4% of the taxpayer's net income for the taxable year.

(7) In the case of a corporation, for taxable years beginning prior to July 1, 1989 and ending after June 30, 1989, an amount equal to the sum of (i) 4% of the taxpayer's net income for the period prior to July 1, 1989, as calculated under Section 202.3, and (ii) 4.8% of the taxpayer's net income for the period after June 30, 1989, as calculated under Section 202.3.

(8) In the case of a corporation, for taxable years beginning after June 30, 1989, an amount equal to 4.8% of the taxpayer's net income for the taxable year.

(c) Beginning on July 1, 1979 and thereafter, in addition to such income tax, there is also hereby imposed the Personal Property

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Tax Replacement Income Tax measured by net income on every corporation (including Subchapter S corporations), partnership and trust, for each taxable year ending after June 30, 1979. Such taxes are imposed on the privilege of earning or receiving income in or as a resident of this State. The Personal Property Tax Replacement Income Tax shall be in addition to the income tax imposed by subsections (a) and (b) of this Section and in addition to all other occupation or privilege taxes imposed by this State or by any municipal corporation or political subdivision thereof.

(d) Additional Personal Property Tax Replacement Income Tax Rates. The personal property tax replacement income tax imposed by this subsection and subsection (c) of this Section in the case of a corporation, other than a Subchapter S corporation and except as adjusted by subsection (d-1), shall be an additional amount equal to 2.85% of such taxpayer's net income for the taxable year, except that beginning on January 1, 1981, and thereafter, the rate of 2.85% specified in this subsection shall be reduced to 2.5%, and in the case of a partnership, trust or a Subchapter S corporation shall be an additional amount equal to 1.5% of such taxpayer's net income for the taxable year.

(d-1) Rate reduction for certain foreign insurers. In the case of a foreign insurer, as defined by Section 35A-5 of the Illinois Insurance Code, whose state or country of domicile imposes on insurers domiciled in Illinois a retaliatory tax (excluding any insurer whose reinsurance premiums assumed are 50% or more of its total insurance premiums as determined under paragraph (2) of subsection (b) of Section 304, except that for purposes of this determination reinsurance premiums do not include assumed premiums from inter-affiliate pooling arrangements), beginning with taxable years ending on or after December 31, 1999 and ending with taxable years ending on or before December 31, 2000, the sum of the rates of tax imposed by subsections (b) and (d) shall be reduced (but not increased) to the rate at which the total amount of tax imposed under this Act, net of all credits allowed under this Act, shall equal (i) the total amount of tax that would be imposed on the foreign



insurer's net income allocable to Illinois for the taxable year by such foreign insurer's state or country of domicile if that net income were subject to all income taxes and taxes measured by net income imposed by such foreign insurer's state or country of domicile, net of all credits allowed or (ii) a rate of zero if no such tax is imposed on such income by the foreign insurer's state of domicile.

(1) For the purposes of subsection (d-1), in no event shall the sum of the rates of tax imposed by subsections (b) and (d) be reduced below the rate at which the sum of:

(A) the total amount of tax imposed on such foreign insurer under this Act for a taxable year, net of all credits allowed under this Act, plus

(B) the privilege tax imposed by Section 409 of the Illinois Insurance Code, the fire insurance company tax imposed by Section 12 of the Fire Investigation Act, and the fire department taxes imposed under Section 11-10-1 of the Illinois Municipal Code,

equals 1.25% of the net taxable premiums written for the taxable year, as described by subsection (1) of Section 409 of the Illinois Insurance Code. This paragraph will in no event increase the rates imposed under subsections (b) and (d).

(2) Any reduction in the rates of tax imposed by this subsection shall be applied first against the rates imposed by subsection (b) and only after the tax imposed by subsection (a) net of all credits allowed under this Section other than the

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credit allowed under subsection (i) has been reduced to zero, against the rates imposed by subsection (d).

(3) The provisions of this subsection (d-1) are effective only through December 31, 2000 and cease to be effective on January 1, 2001; but this does not affect any claim or obligation based upon the use or application of this subsection for tax years ending on December 31, 2000 or earlier.

(e) Investment credit. A taxpayer shall be allowed a credit against the Personal Property Tax Replacement Income Tax for investment in qualified property.

(1) A taxpayer shall be allowed a credit equal to .5% of the basis of qualified property placed in service during the taxable year, provided such property is placed in service on or after July 1, 1984. There shall be allowed an additional credit equal to .5% of the basis of qualified property placed in service during the taxable year, provided such property is placed in service on or after July 1, 1986, and the taxpayer's base employment within Illinois has increased by 1% or more over the preceding year as determined by the taxpayer's employment records filed with the Illinois Department of Employment Security. Taxpayers who are new to Illinois shall be deemed to have met the 1% growth in base employment for the first year in which they file employment records with the Illinois Department of Employment Security. The provisions added to this Section by Public Act 85-1200 (and restored by Public Act 87-895) shall be construed as declaratory of existing law and not as a new

enactment. If, in any year, the increase in base employment within Illinois over the preceding year is less than 1%, the additional credit shall be limited to that percentage times a fraction, the numerator of which is .5% and the denominator of which is 1%, but shall not exceed .5%. The investment credit shall not be allowed to the extent that it would reduce a taxpayer's liability in any tax year below zero, nor may any credit for qualified property be allowed for any year other than the year in which the property was placed in service in Illinois. For tax years ending on or after December 31, 1987, and on or before December 31, 1988, the credit shall be allowed for the tax year in which the property is placed in service, or, if the amount of the credit exceeds the tax liability for that year, whether it exceeds the original liability or the liability as later amended, such excess may be carried forward and applied to the tax liability of the 5 taxable years following the excess credit years if the taxpayer (i) makes investments which cause the creation of a minimum of 2,000 full-time equivalent jobs in Illinois, (ii) is located in an enterprise zone established pursuant to the Illinois Enterprise Zone Act and (iii) is certified by the Department of Commerce and Community Affairs as complying with the requirements specified in clause (i) and (ii) by July 1, 1986. The Department of Commerce and Community Affairs shall notify the Department of Revenue of all such certifications immediately. For tax years ending after December 31, 1988, the credit shall be allowed for the tax year in which the property is placed in service, or, if the amount of the credit exceeds the tax liability for that year, whether it exceeds the original liability or the liability as later amended, such excess may be carried forward and applied to the tax liability of the 5 taxable years following the excess credit years. The credit shall be applied to the earliest year for which there is a liability. If there is credit from more than one tax year that is available to offset a liability, earlier credit shall be applied first.

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(2) The term "qualified property" means property which:

(A) is tangible, whether new or used, including buildings and structural components of buildings and signs that are real property, but not including land or improvements to real property that are not a structural component of a building such as landscaping, sewer lines, local access roads, fencing, parking lots, and other appurtenances;

(B) is depreciable pursuant to Section 167 of the Internal Revenue Code, except that "3-year property" as defined in Section 168(c)(2)(A) of that Code is not eligible for the credit provided by this subsection (e);

(C) is acquired by purchase as defined in Section 179(d) of the Internal Revenue Code;

(D) is used in Illinois by a taxpayer who is primarily engaged in manufacturing, or in mining coal or fluorite, or in retailing; and

(E) has not previously been used in Illinois in such a manner and by such a person as would qualify for the credit provided by this subsection (e) or subsection (f).

(3) For purposes of this subsection (e), "manufacturing" means the material staging and production of tangible personal property by procedures commonly regarded as manufacturing, processing, fabrication, or assembling which changes some existing material into new shapes, new qualities, or new combinations. For purposes of this subsection (e) the term "mining" shall have the same meaning as the term "mining" in Section 613(c) of the Internal Revenue Code. For purposes of this subsection (e), the term "retailing" means the sale of tangible personal property or services rendered in conjunction with the sale of tangible consumer goods or commodities.

(4) The basis of qualified property shall be the basis used to compute the depreciation deduction for federal income tax purposes.

(5) If the basis of the property for federal income tax depreciation purposes is increased after it has been placed in service in Illinois by the taxpayer, the amount of such increase shall be deemed property placed in service on the date of such increase in basis.

(6) The term "placed in service" shall have the same meaning as under Section 46 of the Internal Revenue Code.

(7) If during any taxable year, any property ceases to be qualified property in the hands of the taxpayer within 48 months after being placed in service, or the situs of any qualified property is moved outside Illinois within 48 months after being placed in service, the Personal Property Tax Replacement Income Tax for such taxable year shall be increased. Such increase shall be determined by (i) recomputing the investment credit which would have been allowed for the year in which credit for such property was originally allowed by eliminating such property from such computation and, (ii) subtracting such recomputed credit from the amount of credit previously allowed. For the purposes of this paragraph (7), a reduction of the basis of qualified property resulting from a redetermination of the purchase price shall be deemed a disposition of qualified property to the extent of such reduction.

(8) Unless the investment credit is extended by law, the basis of qualified property shall not include costs incurred after December 31, 2003, except for costs incurred pursuant to a binding contract entered into on or before December 31, 2003.

(9) Each taxable year, a partnership may elect to pass

through to its partners the credits to which the partnership is entitled under this subsection (e) for the taxable year. A partner may use the credit allocated to him or her under this paragraph only against the tax imposed in subsections (c) and (d) of this Section. If the partnership makes that election, those credits shall be allocated among the partners in the partnership in accordance with the rules set forth in Section 704(b) of the Internal Revenue Code, and the rules promulgated under that

Section, and the allocated amount of the credits shall be allowed to the partners for that taxable year. The partnership shall make this election on its Personal Property Tax Replacement Income Tax return for that taxable year. The election to pass through the credits shall be irrevocable.

(f) Investment credit; Enterprise Zone.

(1) A taxpayer shall be allowed a credit against the tax imposed by subsections (a) and (b) of this Section for investment in qualified property which is placed in service in an Enterprise Zone created pursuant to the Illinois Enterprise Zone Act. For partners and for shareholders of Subchapter S corporations, there shall be allowed a credit under this subsection (f) to be determined in accordance with the determination of income and distributive share of income under Sections 702 and 704 and Subchapter S of the Internal Revenue Code. The credit shall be .5% of the basis for such property. The credit shall be available only in the taxable year in which the property is placed in service in the Enterprise Zone and shall not be allowed to the extent that it would reduce a taxpayer's liability for the tax imposed by subsections (a) and (b) of this Section to below zero. For tax years ending on or after December 31, 1985, the credit shall be allowed for the tax year in which the property is placed in service, or, if the amount of the credit exceeds the tax liability for that year, whether it exceeds the original liability or the liability as later amended, such excess may be carried forward and applied to the tax liability of the 5 taxable years following the excess credit year. The credit shall be applied to the earliest year for which there is a liability. If there is credit from more than one tax year that is available to offset a liability, the credit accruing first in time shall be applied first.

(2) The term qualified property means property which:

(A) is tangible, whether new or used, including buildings and structural components of buildings;

(B) is depreciable pursuant to Section 167 of the Internal Revenue Code, except that "3-year property" as defined in Section 168(c)(2)(A) of that Code is not eligible for the credit provided by this subsection (f);

(C) is acquired by purchase as defined in Section 179(d) of the Internal Revenue Code;

(D) is used in the Enterprise Zone by the taxpayer; and

(E) has not been previously used in Illinois in such a manner and by such a person as would qualify for the credit provided by this subsection (f) or subsection (e).

(3) The basis of qualified property shall be the basis used to compute the depreciation deduction for federal income tax purposes.

(4) If the basis of the property for federal income tax depreciation purposes is increased after it has been placed in service in the Enterprise Zone by the taxpayer, the amount of such increase shall be deemed property placed in service on the date of such increase in basis.

(5) The term "placed in service" shall have the same meaning as under Section 46 of the Internal Revenue Code.

(6) If during any taxable year, any property ceases to be qualified property in the hands of the taxpayer within 48 months after being placed in service, or the situs of any qualified property is moved outside the Enterprise Zone within 48 months after being placed in service, the tax imposed under subsections (a) and (b) of this Section for such taxable year shall be increased. Such increase shall be determined by (i) recomputing the investment credit which would have been allowed for the year in which credit for such property was originally allowed by eliminating such property from such computation, and (ii) subtracting such recomputed credit from the amount of credit previously allowed. For the purposes of this paragraph (6), a reduction of the basis of qualified property resulting from a redetermination of the purchase price shall be deemed a disposition of qualified property to the extent of such reduction.

(g) Jobs Tax Credit; Enterprise Zone and Foreign Trade Zone or Sub-Zone.

(1) A taxpayer conducting a trade or business in an enterprise zone or a High Impact Business designated by the Department of Commerce and Community Affairs conducting a trade or business in a federally designated Foreign Trade Zone or Sub-Zone shall be allowed a credit against the tax imposed by subsections (a) and (b) of this Section in the amount of \$500 per eligible employee hired to work in the zone during the taxable year.

(2) To qualify for the credit:

(A) the taxpayer must hire 5 or more eligible employees to work in an enterprise zone or federally designated Foreign Trade Zone or Sub-Zone during the taxable year;

(B) the taxpayer's total employment within the enterprise zone or federally designated Foreign Trade Zone or Sub-Zone must increase by 5 or more full-time employees beyond the total employed in that zone at the end of the previous tax year for which a jobs tax credit under this Section was taken, or beyond the total employed by the taxpayer as of December 31, 1985, whichever is later; and

(C) the eligible employees must be employed 180 consecutive days in order to be deemed hired for purposes of this subsection.

(3) An "eligible employee" means an employee who is:

(A) Certified by the Department of Commerce and Community Affairs as "eligible for services" pursuant to regulations promulgated in accordance with Title II of the Job Training Partnership Act, Training Services for the Disadvantaged or Title III of the Job Training Partnership Act, Employment and Training Assistance for Dislocated Workers Program.

(B) Hired after the enterprise zone or federally designated Foreign Trade Zone or Sub-Zone was designated or the trade or business was located in that zone, whichever is later.

(C) Employed in the enterprise zone or Foreign Trade

Zone or Sub-Zone. An employee is employed in an enterprise zone or federally designated Foreign Trade Zone or Sub-Zone if his services are rendered there or it is the base of operations for the services performed.

(D) A full-time employee working 30 or more hours per

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week.

(4) For tax years ending on or after December 31, 1985 and prior to December 31, 1988, the credit shall be allowed for the tax year in which the eligible employees are hired. For tax years ending on or after December 31, 1988, the credit shall be allowed for the tax year immediately following the tax year in which the eligible employees are hired. If the amount of the credit exceeds the tax liability for that year, whether it exceeds the original liability or the liability as later amended, such excess may be carried forward and applied to the tax liability of the 5 taxable years following the excess credit year. The credit shall be applied to the earliest year for which there is a liability. If there is credit from more than one tax year that is available to offset a liability, earlier credit shall be applied first.

(5) The Department of Revenue shall promulgate such rules and regulations as may be deemed necessary to carry out the purposes of this subsection (g).

(6) The credit shall be available for eligible employees hired on or after January 1, 1986.

(h) Investment credit; High Impact Business.

(1) Subject to subsection (b) of Section 5.5 of the Illinois Enterprise Zone Act, a taxpayer shall be allowed a credit against the tax imposed by subsections (a) and (b) of this Section for investment in qualified property which is placed in service by a Department of Commerce and Community Affairs designated High Impact Business. The credit shall be .5% of the basis for such property. The credit shall not be available until the minimum investments in qualified property set forth in Section 5.5 of the Illinois Enterprise Zone Act have been satisfied and shall not be allowed to the extent that it would reduce a taxpayer's liability for the tax imposed by subsections (a) and (b) of this Section to below zero. The credit applicable to such minimum investments shall be taken in the taxable year in which such minimum investments have been completed. The credit for additional investments beyond the minimum investment by a designated high impact business shall be available only in the taxable year in which the property is placed in service and shall not be allowed to the extent that it would reduce a taxpayer's liability for the tax imposed by subsections (a) and (b) of this Section to below zero. For tax years ending on or after December 31, 1987, the credit shall be allowed for the tax year in which the property is placed in service, or, if the amount of the credit exceeds the tax liability for that year, whether it exceeds the original liability or the liability as later amended, such excess may be carried forward and applied to the tax liability of the 5 taxable years following the excess credit

year. The credit shall be applied to the earliest year for which there is a liability. If there is credit from more than one tax year that is available to offset a liability, the credit accruing first in time shall be applied first.

Changes made in this subdivision (h)(1) by Public Act 88-670 restore changes made by Public Act 85-1182 and reflect existing law.

(2) The term qualified property means property which:

(A) is tangible, whether new or used, including buildings and structural components of buildings;

(B) is depreciable pursuant to Section 167 of the Internal Revenue Code, except that "3-year property" as defined in Section 168(c)(2)(A) of that Code is not eligible for the credit provided by this subsection (h);

(C) is acquired by purchase as defined in Section 179(d) of the Internal Revenue Code; and

(D) is not eligible for the Enterprise Zone Investment Credit provided by subsection (f) of this Section.

(3) The basis of qualified property shall be the basis used to compute the depreciation deduction for federal income tax purposes.

(4) If the basis of the property for federal income tax depreciation purposes is increased after it has been placed in service in a federally designated Foreign Trade Zone or Sub-Zone located in Illinois by the taxpayer, the amount of such increase shall be deemed property placed in service on the date of such increase in basis.

(5) The term "placed in service" shall have the same meaning as under Section 46 of the Internal Revenue Code.

(6) If during any taxable year ending on or before December 31, 1996, any property ceases to be qualified property in the hands of the taxpayer within 48 months after being placed in service, or the situs of any qualified property is moved outside Illinois within 48 months after being placed in service, the tax imposed under subsections (a) and (b) of this Section for such taxable year shall be increased. Such increase shall be determined by (i) recomputing the investment credit which would have been allowed for the year in which credit for such property was originally allowed by eliminating such property from such computation, and (ii) subtracting such recomputed credit from the amount of credit previously allowed. For the purposes of this paragraph (6), a reduction of the basis of qualified property resulting from a redetermination of the purchase price shall be deemed a disposition of qualified property to the extent of such reduction.

(7) Beginning with tax years ending after December 31, 1996, if a taxpayer qualifies for the credit under this subsection (h) and thereby is granted a tax abatement and the taxpayer relocates its entire facility in violation of the explicit terms and length of the contract under Section 18-183 of the Property Tax Code, the tax imposed under subsections (a) and (b) of this Section shall be increased for the taxable year in

which the taxpayer relocated its facility by an amount equal to the amount of credit received by the taxpayer under this subsection (h).

(i) A credit shall be allowed against the tax imposed by subsections (a) and (b) of this Section for the tax imposed by subsections (c) and (d) of this Section. This credit shall be computed by multiplying the tax imposed by subsections (c) and (d) of this Section by a fraction, the numerator of which is base income allocable to Illinois and the denominator of which is Illinois base income, and further multiplying the product by the tax rate imposed by subsections (a) and (b) of this Section.

Any credit earned on or after December 31, 1986 under this subsection which is unused in the year the credit is computed because it exceeds the tax liability imposed by subsections (a) and (b) for that year (whether it exceeds the original liability or the liability as later amended) may be carried forward and applied to the tax liability imposed by subsections (a) and (b) of the 5 taxable years following the excess credit year. This credit shall be applied first to the earliest year for which there is a liability. If there is a credit under this subsection from more than one tax year that is available to offset a liability the earliest credit arising under this subsection shall be applied first.

If, during any taxable year ending on or after December 31, 1986,

the tax imposed by subsections (c) and (d) of this Section for which a taxpayer has claimed a credit under this subsection (i) is reduced, the amount of credit for such tax shall also be reduced. Such reduction shall be determined by recomputing the credit to take into account the reduced tax imposed by subsection (c) and (d). If any portion of the reduced amount of credit has been carried to a different taxable year, an amended return shall be filed for such taxable year to reduce the amount of credit claimed.

(j) Training expense credit. Beginning with tax years ending on or after December 31, 1986, a taxpayer shall be allowed a credit against the tax imposed by subsection (a) and (b) under this Section for all amounts paid or accrued, on behalf of all persons employed by the taxpayer in Illinois or Illinois residents employed outside of Illinois by a taxpayer, for educational or vocational training in semi-technical or technical fields or semi-skilled or skilled fields, which were deducted from gross income in the computation of taxable income. The credit against the tax imposed by subsections (a) and (b) shall be 1.6% of such training expenses. For partners and for shareholders of subchapter S corporations, there shall be allowed a credit under this subsection (j) to be determined in accordance with the determination of income and distributive share of income under Sections 702 and 704 and subchapter S of the Internal Revenue Code.

Any credit allowed under this subsection which is unused in the year the credit is earned may be carried forward to each of the 5 taxable years following the year for which the credit is first computed until it is used. This credit shall be applied first to the earliest year for which there is a liability. If there is a credit under this subsection from more than one tax year that is available to offset a liability the earliest credit arising under this



subsection shall be applied first.

(k) Research and development credit.

Beginning with tax years ending after July 1, 1990, a taxpayer shall be allowed a credit against the tax imposed by subsections (a) and (b) of this Section for increasing research activities in this State. The credit allowed against the tax imposed by subsections (a) and (b) shall be equal to 6 1/2% of the qualifying expenditures for increasing research activities in this State.

For purposes of this subsection, "qualifying expenditures" means the qualifying expenditures as defined for the federal credit for increasing research activities which would be allowable under Section 41 of the Internal Revenue Code and which are conducted in this State, "qualifying expenditures for increasing research activities in this State" means the excess of qualifying expenditures for the taxable year in which incurred over qualifying expenditures for the base period, "qualifying expenditures for the base period" means the average of the qualifying expenditures for each year in the base period, and "base period" means the 3 taxable years immediately preceding the taxable year for which the determination is being made.

Any credit in excess of the tax liability for the taxable year may be carried forward. A taxpayer may elect to have the unused credit shown on its final completed return carried over as a credit against the tax liability for the following 5 taxable years or until it has been fully used, whichever occurs first.

If an unused credit is carried forward to a given year from 2 or more earlier years, that credit arising in the earliest year will be applied first against the tax liability for the given year. If a tax liability for the given year still remains, the credit from the next earliest year will then be applied, and so on, until all credits have been used or no tax liability for the given year remains. Any remaining unused credit or credits then will be carried forward to the next following year in which a tax liability is incurred, except

that no credit can be carried forward to a year which is more than 5 years after the year in which the expense for which the credit is given was incurred.

Unless extended by law, the credit shall not include costs incurred after December 31, 2004, except for costs incurred pursuant to a binding contract entered into on or before December 31, 2004.

(l) Environmental Remediation Tax Credit.

(i) For tax years ending after December 31, 1997 and on or before December 31, 2001, a taxpayer shall be allowed a credit against the tax imposed by subsections (a) and (b) of this Section for certain amounts paid for unreimbursed eligible remediation costs, as specified in this subsection. For purposes of this Section, "unreimbursed eligible remediation costs" means costs approved by the Illinois Environmental Protection Agency ("Agency") under Section 58.14 of the Environmental Protection Act that were paid in performing environmental remediation at a site for which a No Further Remediation Letter was issued by the Agency and recorded under Section 58.10 of the Environmental Protection Act. The credit must be claimed for the taxable year in which Agency approval of the eligible remediation costs is

granted. The credit is not available to any taxpayer if the taxpayer or any related party caused or contributed to, in any material respect, a release of regulated substances on, in, or under the site that was identified and addressed by the remedial action pursuant to the Site Remediation Program of the Environmental Protection Act. After the Pollution Control Board rules are adopted pursuant to the Illinois Administrative Procedure Act for the administration and enforcement of Section 58.9 of the Environmental Protection Act, determinations as to credit availability for purposes of this Section shall be made consistent with those rules. For purposes of this Section, "taxpayer" includes a person whose tax attributes the taxpayer has succeeded to under Section 381 of the Internal Revenue Code and "related party" includes the persons disallowed a deduction for losses by paragraphs (b), (c), and (f)(1) of Section 267 of the Internal Revenue Code by virtue of being a related taxpayer, as well as any of its partners. The credit allowed against the tax imposed by subsections (a) and (b) shall be equal to 25% of the unreimbursed eligible remediation costs in excess of \$100,000 per site, except that the \$100,000 threshold shall not apply to any site contained in an enterprise zone as determined by the Department of Commerce and Community Affairs. The total credit allowed shall not exceed \$40,000 per year with a maximum total of \$150,000 per site. For partners and shareholders of subchapter S corporations, there shall be allowed a credit under this subsection to be determined in accordance with the determination of income and distributive share of income under Sections 702 and 704 of subchapter S of the Internal Revenue Code.

(ii) A credit allowed under this subsection that is unused in the year the credit is earned may be carried forward to each of the 5 taxable years following the year for which the credit is first earned until it is used. The term "unused credit" does not include any amounts of unreimbursed eligible remediation costs in excess of the maximum credit per site authorized under paragraph (i). This credit shall be applied first to the earliest year for which there is a liability. If there is a credit under this subsection from more than one tax year that is available to offset a liability, the earliest credit arising under this subsection shall be applied first. A credit allowed under this subsection may be sold to a buyer as part of a sale of all or part of the remediation site for which the credit was granted.

The purchaser of a remediation site and the tax credit shall succeed to the unused credit and remaining carry-forward period of the seller. To perfect the transfer, the assignor shall record the transfer in the chain of title for the site and provide written notice to the Director of the Illinois Department of Revenue of the assignor's intent to sell the remediation site and the amount of the tax credit to be transferred as a portion of the sale. In no event may a credit be transferred to any taxpayer if the taxpayer or a related party would not be eligible under the provisions of subsection (i).

(iii) For purposes of this Section, the term "site" shall

have the same meaning as under Section 58.2 of the Environmental Protection Act.

(Source: P.A. 89-235, eff. 8-4-95; 89-519, eff. 7-18-96; 89-591, eff. 8-1-96; 90-123, eff. 7-21-97; 90-458, eff. 8-17-97; 90-605, eff. 6-30-98; 90-655, eff. 7-30-98; 90-717, eff. 8-7-98; 90-792, eff. 1-1-99; revised 9-16-98.)".

Submitted on May 25, 1999.

s/Sen. William E. Peterson  
s/Sen. Chris Lauzen  
s/Sen. Beverly Fawell  
s/Sen. James Clayborne  
Sen. Patrick Welch  
Committee for the Senate

s/Rep. Barbara Flynn Currie  
s/Rep. Frank Mautino  
s/Rep. Larry D. Woolard  
s/Rep. Art Tenhouse  
s/Rep. Bill Brady  
Committee for the House

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has adopted the following conference committee report:

First Conference Committee Report to SENATE BILL NO. 652

Adopted by the House, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

91ST GENERAL ASSEMBLY  
FIRST CONFERENCE COMMITTEE REPORT  
ON SENATE BILL 652

To the President of the Senate and the Speaker of the House of Representatives:

We, the conference committee appointed to consider the differences between the houses in relation to House Amendments Nos. 1, 2, and 3 to Senate Bill 652, recommend the following:

(1) that the Senate concur in House Amendments Nos. 1, 2, and 3; and

(2) that Senate Bill 652, AS AMENDED, be further amended, with reference to page and line numbers of House Amendment No. 1, as follows:

on page 29, line 19, after "review.", by inserting the following:

"During the period of the hearing officer's review of the local school council's decision on whether or not to retain the principal, the local school council shall maintain all authority to search for and contract with a person to serve as interim or acting principal, or as the principal of the attendance center under a 4-year performance contract, provided that any performance contract entered into by the local school council shall be voidable or modified in accordance with the decision of the hearing officer."; and

on page 32, lines 3 and 4, by deleting ", religion, national origin, sexual orientation,"; and

on page 33, lines 25 and 26, by deleting ", religion, national

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origin, sexual orientation,"; and

on page 54, by replacing lines 23 through 33 with the following:

(3) (blank) ~~failed or refused to comply with its school improvement plan; or~~

(4) there is a failure ~~otherwise failed or refusal~~".

Submitted on May 25, 1999.

s/Sen. Dan Cronin

s/Sen. Patrick O'Malley

s/Sen. Doris Karpriel

s/Sen. Arthur Berman

s/Sen. Vince Demuzio

Committee for the Senate

s/Rep. Barbara Flynn Currie

s/Rep. Sonia Silva

s/Rep. Larry W. Woolard

s/Rep. Art Tenhouse

s/Rep. Mary Lou Cowlshaw

Committee for the House

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has adopted the following conference committee report:

First Conference Committee Report to SENATE BILL NO. 834

Adopted by the House, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

91ST GENERAL ASSEMBLY  
FIRST CONFERENCE COMMITTEE REPORT  
ON SENATE BILL 834

To the President of the Senate and the Speaker of the House of Representatives:

We, the conference committee appointed to consider the differences between the houses in relation to House Amendment No. 1 to Senate Bill 834, recommend the following:

(1) that the House recede from House Amendment No. 1; and

(2) that Senate Bill 834 be amended by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Research Park Authority Act is amended by changing Sections 1-5, 1-10, 1-20, 1-45, and 1-70 as follows:

(20 ILCS 3850/1-5)

Sec. 1-5. Legislative findings; declaration of purpose.

(a) The General Assembly determines and declares that:

(i) the State is in need of substantial economic development;

(ii) the availability of suitable facilities, technological resources, and the superior research capacity of the institutions of higher education and research parks adjacent to a federal laboratory or one or more federal research agencies located in the State are important inducements to private and governmental enterprises to locate and remain within the State;

(iii) a significant function of government is to increase opportunities for gainful employment, to assist in promoting a productive economy, to encourage the flow of private capital for investment in productive enterprises, and to otherwise improve the prosperity, health, and general welfare of the inhabitants of the State;

(iv) support for university-affiliated research parks and research parks adjacent to a federal laboratory or one or more federal research agencies in the State will help promote technological and economic development in the State through the location of high technology, research, development, scientific,

and related and ancillary or support businesses in the State; and  
(v) private industry, ~~and~~ research universities, ~~and~~

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research parks adjacent to a federal laboratory or one or more federal research agencies in the State should be encouraged and supported in their efforts to facilitate economic development within the State.

(b) The purposes of the Authority established by this Act are:

(i) to advance the general welfare of the people of the State;

(ii) to increase the opportunities for employment of citizens of Illinois;

(iii) to develop the human, economic, and productive resources of Illinois;

(iv) to promote and encourage expansion of the research and development sector, with emphasis on capital formation and investments in research and development within Illinois;

(v) to promote cooperative research efforts between the private sector and Illinois research universities and research parks adjacent to a federal laboratory or one or more research agencies, and to strengthen the partnership among State government, higher education, and business and industry;

(vi) to maximize the research capabilities of the universities in Illinois; and

(vii) to enhance Illinois as a leader in the research, development, testing and implementation of new advances in science and technology and in the transfer of new scientific and technological discoveries and advances from the research and prototype stage to useful industrial and commercial applications.

(Source: P.A. 88-669, eff. 11-29-94.)

(20 ILCS 3850/1-10)

Sec. 1-10. Definitions. As used in this Act:

"Authority" means the Illinois Research Park Authority created by this Act.

"Bond resolution" means the resolution or resolutions and the trust agreement or indenture, if any, authorizing or providing for the terms and conditions applicable to bonds issued under this Act.

"Bonds" means bonds, notes or other evidences of indebtedness of the Authority issued under this Act, including refunding bonds.

"Federal research agency" means any federal department or agency that sponsors research and development activities, including but not limited to, the National Aeronautics and Space Administration and the Department of Energy.

"Federal laboratory" means any laboratory owned by the federal government and operated by the federal government or a contractor for the purposes of conducting research and development or any associated activity.

"Person" means an individual, corporation, unit of government, business trust, estate, trust, partnership or association, 2 or more persons having a joint or common interest, limited liability company, or any other legal entity.

"Project" means the acquisition, construction, creation, installation, development, redevelopment, improvement, refurbishment,

or rehabilitation of any property that comprises a part of, or is or will be located, constructed, or installed in or upon, or is related to the development, use, or operation of a university-related research park or a research park adjacent to a federal laboratory or one or more federal research agencies, for use by any person, whether public or private, for-profit or not-for-profit; the financing or refinancing of any of the foregoing, including, without limitation, the refunding or refinancing of outstanding indebtedness previously incurred for the financing of any "project", whether or not the indebtedness was issued by the Authority; and all costs and expenses that may be necessary or related to the foregoing, including, without

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limitation, architectural, design, engineering, construction, legal, financing, consulting, surveying, title insurance and accounting activities, services, costs, and expenses, together with interest on bonds issued to finance any "project" to a date twelve months subsequent to the estimated date of completion.

"Property" means real, personal, or mixed property of any and every kind, or any interest or estate therein, including, without limitation: land, other real property of any kind, appurtenances, buildings, structures, improvements, rights of way, easements, equipment, furnishings, furniture, machinery, utilities, traffic control equipment, railroad sidings, track, railroad roadbed, trestle, depot, terminal switching and signaling or related equipment, docking and similar facilities, parking facilities, dockage, wharfage, and personal property of any and every kind.

"Research park" means a center of research and development activity located in the State that:

(1) includes among its objectives or activities the encouragement of the formation and growth of knowledge-based industries and organizations on site,

(2) has a management function that is actively engaged in encouraging or facilitating the transfer of technology and business skills to tenants or other users of the research park, and

(3) includes land and infrastructure and also one or more of the following (whether sponsored by one or more universities or any other person or persons): research or development institutes, laboratories, offices, businesses, or facilities; scientific or technical testing, production or assembly facilities; prototype scientific, engineering, technical, testing, information, computer, or computer software institutes, businesses, laboratories, offices, or facilities; related business, university, or government installations; and supporting services, including without limitation conference centers, hotels, retail facilities, restaurants, and transportation facilities.

"Research university" means (i) a public or private university located in the State that in the preceding calendar year was both among the 100 universities located in the United States that received the largest amount of financial support from the United States government or (ii) any public university located in the State that is one of the sponsors of a research park established prior to January

1, 1989.

"Revenues" means, with respect to any project, the rents, fees, charges, and other income or profit derived from the project or other moneys made available.

"State" means the State of Illinois.

"Unit of government" means the federal government, the State, a unit of local government, a school district, or any agency or instrumentality, office, officer, department, division, bureau, commission, college, or university thereof.

"University-related research park" means a research park (i) that is directly or indirectly sponsored by, and has a direct or indirect formal relationship with, either a research university or a research university and the municipality in which the research park or the research university is located, and (ii) in which at least 45% of the underlying land is legally or beneficially owned, directly or indirectly, either jointly or severally, by any one or more of the research universities that sponsor the research park, the municipality in which the research park or the research university is located, or a corporation or other person directly or indirectly owned or controlled by one or both of the research universities and

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the municipality. For purposes of the preceding sentence, any land of which the fee simple ownership or remainder estate is owned directly or indirectly by a university, a municipality, or another person shall be deemed to be legally and beneficially owned by the university, municipality, or other person, notwithstanding that all or any part of the land may have been leased, under long-term or short-term leases, or may be subject to purchase rights or options, to or in favor of one or more persons other than the university, municipality, or other person.

(Source: P.A. 88-669, eff. 11-29-94.)

(20 ILCS 3850/1-20)

Sec. 1-20. Members of Authority; terms; vacancies.

(a) The governing and administrative powers of the Authority shall be vested in a body consisting of 9 7 members, to be appointed by the Governor, with the advice and consent of the Senate. All of the members shall be residents of the State. All of the members shall have recognized ability and experience in one or more of the following areas: higher education, research and development, science and technology, economic development, finance, banking, industrial development, business administration or management, real estate development, community development, venture finance, organized labor, or civic, community, or neighborhood organization. A Chairman and Vice Chairman of the Board shall be elected by the Board annually from among its members.

(b) The terms of all members of the Board shall begin 30 days after the effective date of this Act. Of the members initially appointed by the Governor, 3 shall serve until the third Monday in January, 1996, 2 shall serve until the third Monday in January, 1997, and 2 shall serve until the third Monday in January, 1998. Each successor shall hold office of a term of 4 years commencing the third Monday in January of the year in which his or her term commences, except in case of an appointment to fill a vacancy. In case of

vacancy when the Senate is not in session, the Governor may make a temporary appointment until the next meeting of the Senate when a person shall be nominated to fill the office, and any person so nominated who is confirmed by the Senate shall hold office during the remainder of the term and until a successor is appointed and qualified.

(Source: P.A. 88-669, eff. 11-29-94.)

(20 ILCS 3850/1-45)

Sec. 1-45. General powers. The Authority possesses all the powers of a body corporate necessary and convenient to accomplish the purposes of this Act, including, without any intended limitation upon the general powers hereby conferred, all of the following:

(a) To enter into loans, contracts, mortgages, or other agreements in furtherance of any project approved by the Authority or otherwise in any matter connected with any of its corporate purposes.

(b) To invest the funds of the Authority.

(c) To sue and be sued.

(d) To employ agents, employees, and independent contractors necessary to carry out its corporate purposes and to fix their compensation, benefits, and terms and conditions of their employment.

(e) To have and use a common seal and to alter the seal at its discretion.

(f) To adopt all necessary ordinances, resolutions, by-laws, and rules for the conduct of its business and affairs and for the management and use of the projects developed, constructed, acquired, and improved in furtherance of its corporate purposes.

(g) To designate and change the fiscal year for the Authority.

(h) To accept and expend appropriations for any purpose of the Authority.

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(i) To receive and accept from any public or private source loans, contributions, donations, or grants for or in aid of any project or any portion of a project or any university-related research park or a research park adjacent to a federal laboratory or one or more federal research agencies in either money, property, labor, or other things of value and, when required, to use the funds, property, or labor only for the purposes for which it was loaned, contributed, or granted.

(j) To make loans to refund outstanding obligations or advances issued, made, or given for the cost of a project.

(k) To fix, determine, charge, and collect premiums, fees, charges, costs, and expenses, including, without limitation, application fees, commitment fees, program fees, financing charges, and publication fees from any person in connection with its activities under this Act.

(l) To create and establish reserve funds and accounts that may be necessary or desirable to accomplish its purposes under this Act and to deposit its available monies into the funds and accounts.

(m) To charge to and apportion among projects the administrative costs and expenses of the Authority incurred in the exercise of the powers and duties conferred by this Act.

(n) To acquire, construct, maintain, manage, repair, operate, or provide financing for or financial or credit support or assistance



to, any project or any university-related research park or research park adjacent to a federal laboratory or one or more federal research agencies, and to enter into contracts to provide for any or all of these activities.

(o) To acquire from any person by purchase, lease, gift, or otherwise any property or rights in property useful for its purposes, whether improved for the purposes of any prospective project, or unimproved; provided, that the Authority has no independent power of condemnation but may acquire any property or rights in property obtained upon condemnation by any other authority, governmental entity, or unit of local government with such power.

(p) To develop, construct, and improve, either under its own direction or through collaboration with any approved applicant, or to acquire through purchase or otherwise, any project, using for this purpose the proceeds derived from the sale of its bonds, from governmental loans or grants, or from any other legally authorized and available source, and to hold title in the name of the Authority to these projects.

(q) To lease, under one or more lease agreements, all or parts of a project so developed and constructed or acquired to the approved lessee or lessees on such terms and conditions as may be appropriate to further the purposes of this Act and to maintain the credit of the Authority.

(r) To sell or lease, upon the termination of any leasehold period of any project, for a further term or terms the project on the terms and conditions that the Authority deems reasonable and consistent with the purposes of this Act, with the net proceeds from all sales and the revenues or income from the leases to be used to satisfy any bonds or other indebtedness of the Authority with respect to the project and any balance used to pay any expenses of the Authority or be used for the further development, construction, acquisition, or improvement of projects.

(s) To have and exercise all powers and be subject to all duties usually incident to boards of directors of corporations.

(Source: P.A. 88-669, eff. 11-29-94.)

(20 ILCS 3850/1-70)

Sec. 1-70. Combining projects for financing purposes. The Authority may issue a single bond issue under this Act for one or

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more projects, one or more university-related research parks, one or more research parks adjacent to a federal laboratory or one or more federal research agencies, or any combination thereof. A bond issue for multiple projects as provided in this Section shall be subject to all requirements for bond issues as established by this Act.

(Source: P.A. 88-669, eff. 11-29-94.)".

Submitted on May 25, 1999.

s/Sen. Kirk Dillard

s/Sen. Chris Lauzen

Sen. Dan Cronin

s/Sen. Debbie Halvorson

s/Sen. Terry Link

Committee for the Senate

s/Rep. Barbara Flynn Currie

s/Rep. Howard Kenner

s/Rep. Kurt Granberg

s/Rep. Art Tenhouse

s/Rep. Randall M. Hultgren

Committee for the House

A message from the House by  
Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has adopted the following conference committee report:

First Conference Committee Report to SENATE BILL NO. 965

Adopted by the House, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

91ST GENERAL ASSEMBLY  
FIRST CONFERENCE COMMITTEE REPORT  
ON SENATE BILL 965

To the President of the Senate and the Speaker of the House of Representatives:

We, the conference committee appointed to consider the differences between the houses in relation to House Amendment No. 1 to Senate Bill 965, recommend the following:

(1) that the House recede from House Amendment No. 1; and

(2) that Senate Bill 965 be amended by replacing the title with the following:

"AN ACT concerning nursing."; and

by replacing everything after the enacting clause with the following:

"Section 5. The Mental Health and Developmental Disabilities Administrative Act is amended by adding Section 15.4 as follows:

(20 ILCS 1705/15.4 new)

Sec. 15.4. Authorization for nursing delegation to permit direct care staff to administer medications.

(a) This Section applies to (i) all programs for persons with a developmental disability in settings of 16 persons or fewer that are funded or licensed by the Department of Human Services and that distribute or administer medications and (ii) all intermediate care facilities for the developmentally disabled with 16 beds or fewer that are licensed by the Department of Public Health. The Department of Human Services shall develop a training program for authorized direct care staff to administer oral and topical medications under the supervision and monitoring of a registered professional nurse. This training program shall be developed in consultation with professional associations representing (i) physicians licensed to practice medicine in all its branches, (ii) registered professional nurses, and (iii) pharmacists.

(b) For the purposes of this Section:

"Authorized direct care staff" means non-licensed persons who have successfully completed a medication administration training program approved by the Department of Human Services and conducted by a nurse-trainer. This authorization is specific to an individual

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receiving service in a specific agency and does not transfer to another agency.

"Nurse-trainer training program" means a standardized, competency based medication administration train-the-trainer program provided by the Department of Human Services and conducted by a Department of

Human Services master nurse-trainer for the purpose of training nurse-trainers to train persons employed or under contract to provide direct care or treatment to individuals receiving services to administer medications and provide self-administration of medication training to individuals under the supervision and monitoring of the nurse-trainer. The program incorporates adult learning styles, teaching strategies, classroom management, and a curriculum overview, including the ethical and legal aspects of supervising those administering medications.

"Self-administration of medications" means an individual administers his or her own medications. To be considered capable to self-administer their own medication, individuals must, at a minimum, be able to identify their medication by size, shape, or color, know when they should take the medication, and know the amount of medication to be taken each time.

"Training program" means a standardized medication administration training program approved by the Department of Human Services and conducted by a registered professional nurse for the purpose of training persons employed or under contract to provide direct care or treatment to individuals receiving services to administer medications and provide self-administration of medication training to individuals under the delegation and supervision of a nurse-trainer. The program incorporates adult learning styles, teaching strategies, classroom management, curriculum overview, including ethical-legal aspects, and standardized competency-based evaluations on administration of medications and self-administration of medication training programs.

(c) Training and authorization of non-licensed direct care staff by nurse-trainers must meet the requirements of this subsection.

(1) Prior to training non-licensed direct care staff to administer medication, the nurse-trainer shall perform the following for each individual to whom medication will be administered by non-licensed direct care staff:

(A) An assessment of the individual's health history and physical and mental status.

(B) An evaluation of the medications prescribed.

(2) Non-licensed authorized direct care staff shall meet the following criteria:

(A) Be 18 years of age or older.

(B) Have completed high school or its equivalent (GED).

(C) Have demonstrated functional literacy.

(D) Have satisfactorily completed the Health and Safety component of a Department of Human Services authorized direct care staff training program.

(E) Have successfully completed the training program, pass the written portion of the comprehensive exam, and score 100% on the competency-based assessment specific to the individual and his or her medications.

(F) Have received additional competency-based assessment by the nurse-trainer as deemed necessary by the nurse-trainer whenever a change of medication occurs or a new individual that requires medication administration enters the program.

(3) Authorized direct care staff shall be re-evaluated by a nurse-trainer at least annually or more frequently at the

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discretion of the registered professional nurse. Any necessary retraining shall be to the extent that is necessary to ensure competency of the authorized direct care staff to administer medication.

(4) Authorization of direct care staff to administer medication shall be revoked if, in the opinion of the registered professional nurse, the authorized direct care staff is no longer competent to administer medication.

(5) The registered professional nurse shall assess an individual's health status at least annually or more frequently at the discretion of the registered professional nurse.

(d) Medication self-administration shall meet the following requirements:

(1) As part of the normalization process, in order for each individual to attain the highest possible level of independent functioning, all individuals shall be permitted to participate in their total health care program. This program shall include, but not be limited to, individual training in preventive health and self-medication procedures.

(A) Every program shall adopt written policies and procedures for assisting individuals in obtaining preventative health and self-medication skills in consultation with a registered professional nurse, advanced practice nurse, physician assistant, or physician licensed to practice medicine in all its branches.

(B) Individuals shall be evaluated to determine their ability to self-medicate by the nurse-trainer through the use of the Department's required, standardized screening and assessment instruments.

(C) When the results of the screening and assessment indicate an individual not to be capable to self-administer his or her own medications, programs shall be developed in consultation with the Community Support Team or Interdisciplinary Team to provide individuals with self-medication administration.

(2) Each individual shall be presumed to be competent to self-administer medications if:

(A) authorized by an order of a physician licensed to practice medicine in all its branches; and

(B) approved to self-administer medication by the individual's Community Support Team or Interdisciplinary Team, which includes a registered professional nurse or an advanced practice nurse.

(e) Quality Assurance.

(1) A registered professional nurse, advanced practice nurse, licensed practical nurse, physician licensed to practice medicine in all its branches, physician assistant, or pharmacist shall review the following for all individuals:

(A) Medication orders.

(B) Medication labels, including medications listed on the medication administration record for persons who are not self-medicating to ensure the labels match the orders issued by the physician licensed to practice medicine in all its

branches, advanced practice nurse, or physician assistant.

(C) Medication administration records for persons who are not self-medicating to ensure that the records are completed appropriately for:

(i) medication administered as prescribed;

(ii) refusal by the individual; and

(iii) full signatures provided for all initials used.

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(2) Reviews shall occur at least quarterly, but may be done more frequently at the discretion of the registered professional nurse or advanced practice nurse.

(3) A quality assurance review of medication errors and data collection for the purpose of monitoring and recommending corrective action shall be conducted within 7 days and included in the required annual review.

(f) Programs using authorized direct care staff to administer medications are responsible for documenting and maintaining records on the training that is completed.

(g) The absence of this training program constitutes a threat to the public interest, safety, and welfare and necessitates emergency rulemaking by the Departments of Human Services and Public Health under Section 5-45 of the Illinois Administrative Procedure Act.

(h) Direct care staff who fail to qualify for delegated authority to administer medications pursuant to the provisions of this Section shall be given additional education and testing to meet criteria for delegation authority to administer medications. Any direct care staff person who fails to qualify as an authorized direct care staff after initial training and testing must within 3 months be given another opportunity for retraining and retesting. A direct care staff person who fails to meet criteria for delegated authority to administer medication, including, but not limited to, failure of the written test on 2 occasions shall be given consideration for shift transfer or reassignment, if possible. No employee shall be terminated for failure to qualify during the 3-month time period following initial testing. Refusal to complete training and testing required by this Section may be grounds for immediate dismissal.

(i) No authorized direct care staff person delegated to administer medication shall be subject to suspension or discharge for errors resulting from the staff person's acts or omissions when performing the functions unless the staff person's actions or omissions constitute willful and wanton conduct. Nothing in this subsection is intended to supersede paragraph (4) of subsection (c).

(j) A registered professional nurse, advanced practice nurse, physician licensed to practice medicine in all its branches, or physician assistant shall be on duty or on call at all times in any program covered by this Section.

(k) The employer shall be responsible for maintaining liability insurance for any program covered by this Section.

(l) Any direct care staff person who qualifies as authorized direct care staff pursuant to this Section shall be granted consideration for a one-time additional salary differential. The Department shall determine and provide the necessary funding for the

differential in the base. This subsection (1) is inoperative on and after June 30, 2000.

Section 10. The Nursing and Advanced Practice Nursing Act is amended by changing Section 5-15 as follows:

(225 ILCS 65/5-15)

Sec. 5-15. Policy; application of Act. For the protection of life and the promotion of health, and the prevention of illness and communicable diseases, any person practicing or offering to practice professional and practical nursing in Illinois shall submit evidence that he or she is qualified to practice, and shall be licensed as provided under this Act. No person shall practice or offer to practice professional or practical nursing in Illinois or use any title, sign, card or device to indicate that such a person is practicing professional or practical nursing unless such person has been licensed under the provisions of this Act.

This Act does not prohibit the following:

(a) The practice of nursing in Federal employment in the

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discharge of the employee's duties by a person who is employed by the United States government or any bureau, division or agency thereof and is a legally qualified and licensed nurse of another state or territory and not in conflict with Sections 10-5, 10-30, and 10-45 of this Act.

(b) Nursing that is included in their program of study by students enrolled in programs of nursing or in current nurse practice update courses approved by the Department.

(c) The furnishing of nursing assistance in an emergency.

(d) The practice of nursing by a nurse who holds an active license in another state when providing services to patients in Illinois during a bonafide emergency or in immediate preparation for or during interstate transit.

(e) The incidental care of the sick by members of the family, domestic servants or housekeepers, or care of the sick where treatment is by prayer or spiritual means.

(f) Persons from being employed as nursing aides, attendants, orderlies, and other auxiliary workers in private homes, long term care facilities, nurseries, hospitals or other institutions.

(g) The practice of practical nursing by one who has applied in writing to the Department in form and substance satisfactory to the Department, for a license as a licensed practical nurse and who has complied with all the provisions under Section 10-30, except the passing of an examination to be eligible to receive such license, until: the decision of the Department that the applicant has failed to pass the next available examination authorized by the Department or has failed, without an approved excuse, to take the next available examination authorized by the Department or until the withdrawal of the application, but not to exceed 3 months. No applicant for licensure practicing under the provisions of this paragraph shall practice practical nursing except under the direct supervision of a registered professional nurse licensed under this Act or a licensed physician, dentist or podiatrist. In no instance shall any such applicant practice or be employed in any supervisory capacity.

(h) The practice of practical nursing by one who is a licensed

practical nurse under the laws of another U.S. jurisdiction and has applied in writing to the Department, in form and substance satisfactory to the Department, for a license as a licensed practical nurse and who is qualified to receive such license under Section 10-30, until (1) the expiration of 6 months after the filing of such written application, (2) the withdrawal of such application, or (3) the denial of such application by the Department.

(i) The practice of professional nursing by one who has applied in writing to the Department in form and substance satisfactory to the Department for a license as a registered professional nurse and has complied with all the provisions under Section 10-30 except the passing of an examination to be eligible to receive such license, until the decision of the Department that the applicant has failed to pass the next available examination authorized by the Department or has failed, without an approved excuse, to take the next available examination authorized by the Department or until the withdrawal of the application, but not to exceed 3 months. No applicant for licensure practicing under the provisions of this paragraph shall practice professional nursing except under the direct supervision of a registered professional nurse licensed under this Act. In no instance shall any such applicant practice or be employed in any supervisory capacity.

(j) The practice of professional nursing by one who is a registered professional nurse under the laws of another state, territory of the United States or country and has applied in writing to the Department, in form and substance satisfactory to the

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Department, for a license as a registered professional nurse and who is qualified to receive such license under Section 10-30, until (1) the expiration of 6 months after the filing of such written application, (2) the withdrawal of such application, or (3) the denial of such application by the Department.

(k) The practice of professional nursing that is included in a program of study by one who is a registered professional nurse under the laws of another state or territory of the United States or foreign country, territory or province and who is enrolled in a graduate nursing education program or a program for the completion of a baccalaureate nursing degree in this State, which includes clinical supervision by faculty as determined by the educational institution offering the program and the health care organization where the practice of nursing occurs. The educational institution will file with the Department each academic term a list of the names and origin of license of all professional nurses practicing nursing as part of their programs under this provision.

(l) Any person licensed in this State under any other Act from engaging in the practice for which she or he is licensed.

(m) Delegation to authorized direct care staff trained under Section 15.4 of the Mental Health and Developmental Disabilities Administrative Act.

An applicant for license practicing under the exceptions set forth in subparagraphs (g), (h), (i), and (j) of this Section shall use the title R.N. Lic. Pend. or L.P.N. Lic. Pend. respectively and no other.

(Source: P.A. 90-61, eff. 12-30-97; 90-248, eff. 1-1-98; 90-655, eff. 7-30-98; 90-742, eff. 8-13-98.)

Section 99. Effective date. This Act takes effect upon becoming law."

Submitted on May 25, 1999.

s/Sen. Dave Syverson

s/Sen. Kathleen Parker

s/Sen. Laura Kent Donahue

s/Sen. Barack Obama

s/Sen. Antonio Munoz

Committee for the Senate

s/Rep. Dan Reitz

s/Rep. Sara Feigenholtz

s/Rep. Barbara Flynn Currie

s/Rep. Dan Rutherford

s/Rep. Renee Kosel

Committee for the House

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has adopted the following conference committee report:

First Conference Committee Report to SENATE BILL NO. 1014

Adopted by the House, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

91ST GENERAL ASSEMBLY  
FIRST CONFERENCE COMMITTEE REPORT  
ON SENATE BILL 1014

To the President of the Senate and the Speaker of the House of Representatives:

We, the conference committee appointed to consider the differences between the houses in relation to House Amendment No. 1 to Senate Bill 1014, recommend the following:

(1) that the House recede from House Amendment No. 1; and

(2) that Senate Bill 1014 be amended by replacing everything after the enacting clause with the following:

"Section 5. The State Treasurer Act is amended by adding Section

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16.5, as follows:

(15 ILCS 505/16.5 new)

Sec. 16.5 College Savings Pool. The State Treasurer may establish and administer a College Savings Pool to supplement and enhance the investment opportunities otherwise available to persons seeking to finance the costs of higher education. The Treasurer, in administering the College Savings Pool, may receive moneys paid into the pool by a participant and may serve as the fiscal agent of that participant for the purpose of holding and investing those moneys.

"Participant", as used in this Section, means any person that makes investments in the pool. "Designated beneficiary", as used in this Section, means any person on whose behalf an account is established in the College Savings Pool by a participant. Both in-state and out-of-state persons may be participants and designated beneficiaries in the College Savings Pool.

New accounts in the College Savings Pool shall be processed through participating financial institutions. "Participating



financial institution", as used in this Section, means any financial institution insured by the Federal Deposit Insurance Corporation and lawfully doing business in the State of Illinois and any credit union approved by the State Treasurer and lawfully doing business in the State of Illinois that agrees to process new accounts in the College Savings Pool. Participating financial institutions may charge a processing fee to participants to open an account in the pool that shall not exceed \$30 until the year 2001. Beginning in 2001 and every year thereafter, the maximum fee limit shall be adjusted by the Treasurer based on the Consumer Price Index for the North Central Region as published by the United States Department of Labor, Bureau of Labor Statistics for the immediately preceding calendar year. Every contribution received by a financial institution for investment in the College Savings Pool shall be transferred from the financial institution to a location selected by the State Treasurer within one business day following the day that the funds must be made available in accordance with federal law. All communications from the State Treasurer to participants shall reference the participating financial institution at which the account was processed.

The Treasurer may invest the moneys in the College Savings Pool in the same manner, in the same types of investments, and subject to the same limitations provided for the investment of moneys by the Illinois State Board of Investment. To enhance the safety and liquidity of the College Savings Pool, to ensure the diversification of the investment portfolio of the pool, and in an effort to keep investment dollars in the State of Illinois, the State Treasurer shall make a percentage of each account available for investment in participating financial institutions doing business in the State. The State Treasurer shall deposit with the participating financial institution at which the account was processed the following percentage of each account at a prevailing rate offered by the institution, provided that the deposit is federally insured or fully collateralized and the institution accepts the deposit: 10% of the total amount of each account for which the current age of the beneficiary is less than 7 years of age, 20% of the total amount of each account for which the beneficiary is at least 7 years of age and less than 12 years of age, and 50% of the total amount of each account for which the current age of the beneficiary is at least 12 years of age. The State Treasurer shall adjust each account at least annually to ensure compliance with this Section. The Treasurer shall develop, publish, and implement an investment policy covering the investment of the moneys in the College Savings Pool. The policy shall be published (i) at least once each year in at least one newspaper of general circulation in both Springfield and Chicago and

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(ii) each year as part of the audit of the College Savings Pool by the Auditor General, which shall be distributed to all participants. The Treasurer shall notify all participants in writing, and the Treasurer shall publish in a newspaper of general circulation in both Chicago and Springfield, any changes to the previously published investment policy at least 30 calendar days before implementing the policy. Any investment policy adopted by the Treasurer shall be reviewed and updated if necessary within 90 days following the date

that the State Treasurer takes office.

Participants shall be required to use moneys distributed from the College Savings Pool for qualified expenses at eligible educational institutions. "Qualified expenses", as used in this Section, means the following: (i) tuition, fees, and the costs of books, supplies, and equipment required for enrollment or attendance at an eligible educational institution and (ii) certain room and board expenses incurred while attending an eligible educational institution at least half-time. "Eligible educational institutions", as used in this Section, means public and private colleges, junior colleges, graduate schools, and certain vocational institutions that are described in Section 481 of the Higher Education Act of 1965 (20 U.S.C. 1088) and that are eligible to participate in Department of Education student aid programs. A student shall be considered to be enrolled at least half-time if the student is enrolled for at least half the full-time academic work load for the course of study the student is pursuing as determined under the standards of the institution at which the student is enrolled. Distributions made from the pool for qualified expenses shall be made directly to the eligible educational institution, directly to a vendor, or in the form of a check payable to both the beneficiary and the institution or vendor. Any moneys that are distributed in any other manner or that are used for expenses other than qualified expenses at an eligible educational institution shall be subject to a penalty of 10% of the earnings unless the beneficiary dies, becomes disabled, or receives a scholarship that equals or exceeds the distribution. Penalties shall be withheld at the time the distribution is made.

The Treasurer shall limit the contributions that may be made on behalf of a designated beneficiary based on an actuarial estimate of what is required to pay tuition, fees, and room and board for 5 undergraduate years at the highest cost eligible educational institution. The contributions made on behalf of a beneficiary who is also a beneficiary under the Illinois Prepaid Tuition Program shall be further restricted to ensure that the contributions in both programs combined do not exceed the limit established for the College Savings Pool. The Treasurer shall provide the Illinois Student Assistance Commission each year at a time designated by the Commission, an electronic report of all participant accounts in the Treasurer's College Savings Pool, listing total contributions and disbursements from each individual account during the previous calendar year. As soon thereafter as is possible following receipt of the Treasurer's report, the Illinois Student Assistance Commission shall, in turn, provide the Treasurer with an electronic report listing those College Savings Pool participants who also participate in the State's prepaid tuition program, administered by the Commission. The Commission shall be responsible for filing any combined tax reports regarding State qualified savings programs required by the United States Internal Revenue Service. The Treasurer shall work with the Illinois Student Assistance Commission to coordinate the marketing of the College Savings Pool and the Illinois Prepaid Tuition Program when considered beneficial by the Treasurer and the Director of the Illinois Student Assistance Commission. The Treasurer's office shall not publicize or otherwise

market the College Savings Pool or accept any moneys into the College Savings Pool prior to March 1, 2000. The Treasurer shall provide a separate accounting for each designated beneficiary to each participant, the Illinois Student Assistance Commission, and the participating financial institution at which the account was processed. No interest in the program may be pledged as security for a loan.

The Treasurer shall adopt rules he or she considers necessary for the efficient administration of the College Savings Pool. The rules shall provide whatever additional parameters and restrictions are necessary to ensure that the College Savings Pool meets all of the requirements for a qualified state tuition program under Section 529 of the Internal Revenue Code (26 U.S.C. 52). The rules shall provide for the administration expenses of the pool to be paid from its earnings and for the investment earnings in excess of the expenses and all moneys collected as penalties to be credited or paid monthly to the several participants in the pool in a manner which equitably reflects the differing amounts of their respective investments in the pool and the differing periods of time for which those amounts were in the custody of the pool. Also, the rules shall require the maintenance of records that enable the Treasurer's office to produce a report for each account in the pool at least annually that documents the account balance and investment earnings. Notice of any proposed amendments to the rules and regulations shall be provided to all participants prior to adoption. Amendments to rules and regulations shall apply only to contributions made after the adoption of the amendment.

Upon creating the College Savings Pool, the State Treasurer shall give bond with 2 or more sufficient sureties, payable to and for the benefit of the participants in the College Savings Pool, in the penal sum of \$1,000,000, conditioned upon the faithful discharge of his or her duties in relation to the College Savings Pool."

Submitted on May 25, 1999.

s/Sen. Frank Watson  
s/Sen. Dick Klemm  
s/Sen. Ed Petka  
s/Sen. William Shaw  
s/Sen. Vince Demuzio  
Committee for the Senate

s/Rep. Douglas P. Scott  
s/Rep. Michael J. Madigan  
s/Rep. Barbara Flynn Currie  
s/Rep. Art Tenhouse  
Rep. Kathleen Wojcik  
Committee for the House

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has adopted the following conference committee report:

First Conference Committee Report to SENATE BILL NO. 1088

Adopted by the House, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

91ST GENERAL ASSEMBLY  
FIRST CONFERENCE COMMITTEE REPORT  
ON SENATE BILL 1088

To the President of the Senate and the Speaker of the House of Representatives:

We, the conference committee appointed to consider the differences between the houses in relation to House Amendment No. 1 to Senate Bill 1088, recommend the following:

- (1) that the House recede from House Amendment No. 1; and
  - (2) that Senate Bill 1088 be amended by replacing the title with
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the following:

"AN ACT to amend the Environmental Protection Act by adding Section 9.9."; and

by replacing everything after the enacting clause with the following:

"Section 5. The Environmental Protection Act is amended by adding Section 9.9 as follows:

(415 ILCS 5/9.9 new)

Sec. 9.9. Nitrogen oxides trading system.

(a) The General Assembly finds:

(1) That USEPA has issued a Final Rule published in the Federal Register on October 27, 1998, entitled "Finding of Significant Contribution and Rulemaking for Certain States in the Ozone Transport Assessment Group Region for Purposes of Reducing Regional Transport of Ozone", hereinafter referred to as the "NOx SIP Call", compliance with which will require reducing emissions of nitrogen oxides ("NOx");

(2) That reducing emissions of NOx in the State helps the State to meet the national ambient air quality standard for ozone;

(3) That emissions trading is a cost-effective means of obtaining reductions of NOx emissions.

(b) The Agency shall propose and the Board shall adopt regulations to implement an interstate NOx trading program (hereinafter referred to as the "NOx Trading Program") as provided for in 40 CFR Part 96, including incorporation by reference of appropriate provisions of 40 CFR Part 96 and regulations to address 40 CFR Section 96.4(b), Section 96.55(c), Subpart E, and Subpart I. In addition, the Agency shall propose and the Board shall adopt regulations to implement NOx emission reduction programs for cement kilns and stationary internal combustion engines.

(c) Allocations of NOx allowances to large electric generating units ("EGUs") and large non-electric generating units ("non-EGUs"), as defined by 40 CFR Part 96.4(a), shall not exceed the State's trading budget for those source categories to be included in the State Implementation Plan for NOx.

(d) In adopting regulations to implement the NOx Trading Program, the Board shall:

(1) assure that the economic impact and technical feasibility of NOx emissions reductions under the NOx Trading Program are considered relative to the traditional regulatory control requirements in the State for EGUs and non-EGUs;

(2) provide that emission units, as defined in Section 39.5(1) of this Act, may opt into the NOx Trading Program;

(3) provide for voluntary reductions of NOx emissions from emission units, as defined in Section 39.5(1) of this Act, not otherwise included under paragraph (c) or (d)(2) of this Section to provide additional allowances to EGUs and non-EGUs to be

allocated by the Agency. The regulations shall further provide that such voluntary reductions are verifiable, quantifiable, permanent, and federally enforceable;

(4) provide that the Agency allocate to non-EGUs allowances that are designated in the rule, unless the Agency has been directed to transfer the allocations to another unit subject to the requirements of the NOx Trading Program, and that upon shutdown of a non-EGU, the unit may transfer or sell the NOx allowances that are allocated to such unit; and

(5) provide that the Agency shall set aside annually a number of allowances, not to exceed 5% of the total EGU trading budget, to be made available to new EGUs.

(A) Those EGUs that commence commercial operation, as defined in 40 CFR Section 96.2, at a time that is more than

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half way through the control period in 2002 shall return to the Agency any allowances that were issued to it by the Agency and were not used for compliance in 2003.

(B) The Agency may charge EGUs that commence commercial operation, as defined in 40 CFR Section 96.2, on or after January 1, 2003, for the allowances it issues to them.

(e) The Agency may adopt procedural rules, as necessary, to implement the regulations promulgated by the Board pursuant to subsections (b) and (d) and to implement subsection (i) of this Section.

(f) The regulations promulgated by the Board pursuant to subsections (b) and (d) of this Section shall not be enforced until the later of May 1, 2003, or the first day of the control season subsequent to the calendar year in which all of the other states subject to the provisions of the NOx SIP Call that are located in USEPA Region V or that are contiguous to Illinois have adopted regulations to implement NOx trading programs and other required reductions of NOx emissions pursuant to the NOx SIP Call, and such regulations have received final approval by USEPA as part of the respective states' SIPS for ozone, or a final FIP for ozone promulgated by USEPA is effective for such other states.

(g) To the extent that a court of competent jurisdiction finds a provision of 40 CFR Part 96 invalid, the corresponding Illinois provision shall be stayed until such provision of 40 CFR Part 96 is found to be valid or is re-promulgated. To the extent that USEPA or any court of competent jurisdiction stays the applicability of any provision of the NOx SIP Call to any person or circumstance relating to Illinois, during the period of that stay, the effectiveness of the corresponding Illinois provision shall be stayed. To the extent that the invalidity of the particular requirement or application does not affect other provisions or applications of the NOx SIP Call pursuant to 40 CFR 51.121 or the NOx trading program pursuant to 40 CFR Part 96 or 40 CFR Part 97, this Section, and rules or regulations promulgated hereunder, will be given effect without the invalid provisions or applications.

(h) Notwithstanding any other provision of this Act, any source or other authorized person that participates in the NOx Trading

Program shall be eligible to exchange NOx allowances with other sources in accordance with this Section and with regulations promulgated by the Board or the Agency.

(i) There is hereby created within the State Treasury an interest-bearing special fund to be known as the NOx Trading System Fund, which shall be used and administered by the Agency for the purposes stated below:

(1) To accept funds from persons who purchase NOx allowances from the Agency;

(2) To disburse the proceeds of the NOx allowances sales pro-rata to the owners or operators of the EGUs that received allowances from the Agency but not from the Agency's set-aside, in accordance with regulations that may be promulgated by the Agency; and

(3) To finance the reasonable costs incurred by the Agency in the administration of the NOx Trading System.

Section 95. The State Finance Act is amended by adding Section 5.490 as follows:

(30 ILCS 105/5.490 new)

Sec. 5.490. The NOx Trading System Fund.

Section 99. Effective date. This Act takes effect upon becoming law."

Submitted on May 25, 1999.

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s/Sen. Dave Sullivan

s/Sen. William Mahar

s/Sen. John W. Maitland

s/Sen. Evelyn M. Bowles

s/Sen. Dennis Jacob

Committee for the Senate

s/Rep. Judy Erwin

s/Rep. Phil Novak

s/Rep. Barbara Flynn Currie

s/Rep. Art Tenhouse

s/Rep. Dale A. Righter

Committee for the House

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has adopted the following conference committee report:

First Conference Committee Report to HOUSE BILL NO. 52

Adopted by the House, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

91ST GENERAL ASSEMBLY

FIRST CONFERENCE COMMITTEE REPORT

ON HOUSE BILL 52

To the President of the Senate and the Speaker of the House of Representatives:

We, the conference committee appointed to consider the differences between the houses in relation to Senate Amendment No. 1 to House Bill 52, recommend the following:

1. that the Senate recede from Senate Amendment 1; and

2. that the title of the Bill be replaced with the following:

"AN ACT regarding appropriations."; and

3. that House Bill 52 be amended by replacing everything after the enacting clause with the following:

"ARTICLE 1

Section 1. The sum of \$1,048,047, or so much thereof as may be necessary, is appropriated from the General Revenue Fund to the Southwestern Illinois Development Authority for payment of principal and interest on bonds issued on behalf of Laclede Steel.

ARTICLE 2

Section 1. The following named amounts, or so much thereof as may be necessary, respectively, are appropriated for the objects and purposes hereinafter named, to meet the ordinary and contingent expenses of the Illinois Planning Council on Developmental Disabilities:

Payable from Planning Council on Developmental  
Disabilities Federal Fund:

For Personal Services .....	\$ 711,300
For Employee Retirement Contributions	
Paid By Employer.....	28,500
For State Contributions to the State	
Employees' Retirement System .....	69,700
For State Contributions to	
Social Security .....	54,100
For Group Insurance .....	87,000
For Contractual Services .....	469,700
For Travel .....	43,000
For Commodities .....	30,000
For Printing .....	37,500
For Equipment .....	15,000
For Electronic Data Processing .....	20,000
For Telecommunications Services .....	45,000
For Costs Associated with the	

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Illinois Transition Consortium .....	<u>0</u>
Total .....	\$1,610,800

Section 2. The amount of \$2,500,000, or so much thereof as may be necessary, is appropriated from the Planning Council on Developmental Disabilities Federal Fund to the Illinois Planning Council on Developmental Disabilities for awards and grants to community agencies and other State agencies.

ARTICLE 3

Section 1. The following named sums, or so much thereof as may be necessary, respectively, for the objects and purposes hereinafter named, are appropriated to meet the ordinary and contingent expenses of the Department of Military Affairs:

FOR OPERATIONS

OFFICE OF THE ADJUTANT GENERAL

Payable from General Revenue Fund:

For Personal Services .....	\$ 1,255,400
For Employee Retirement Contributions	
Paid By Employer .....	50,100
For State Contributions to State	
Employees' Retirement System .....	121,400

For State Contributions to	
Social Security .....	95,800
For Contractual Services .....	34,000
For Travel .....	15,900
For Commodities .....	15,700
For Printing .....	5,900
For Equipment .....	40,400
For Electronic Data Processing .....	56,300
For Telecommunications Services .....	35,500
For Operation of Auto Equipment .....	20,000
For State Officer's Candidate School .....	2,200
For Lincoln's Challenge .....	2,613,600
Total	\$4,362,200
Payable from Federal Support Agreement Revolving Fund:	
Army/Air Reimbursable Positions .....	4,504,300
Lincoln's Challenge .....	4,398,500
Lincoln's Challenge Stipend Payments .....	1,700,000
Total	\$10,602,800

#### FACILITIES OPERATIONS

Payable from General Revenue Fund:	
For Personal Services .....	\$ 5,092,800
For Employee Retirement Contributions	
Paid by Employer .....	203,700
For State Contributions to State	
Employees' Retirement System .....	495,000
For State Contributions to	
Social Security .....	389,600
For Contractual Services .....	2,150,500
For Commodities .....	112,100
For Equipment .....	55,200
Total	\$8,498,900

Section 2. The sum of \$3,500,000, or so much thereof as may be necessary, is appropriated from the Federal Support Agreement Revolving Fund to the Department of Military Affairs for expenses related to Army National Guard Facilities operations and maintenance as provided for in the Cooperative Funding Agreements, including costs in prior years.

Section 3. The sum of \$275,000, or so much thereof as may be necessary, is appropriated from the Federal Support Agreement Revolving Fund to the Department of Military Affairs for expenses related to the Bartonville and Kankakee armories for operations and

maintenance according to the Joint-Use Agreement.

Section 4. The sum of \$48,500, or so much thereof as may be necessary, is appropriated from the General Revenue Fund to the Department of Military Affairs for rehabilitation and minor construction at armories and camps.

Section 5. The sum of \$16,500, or so much thereof as may be necessary, is appropriated from the General Revenue Fund to the Department of Military Affairs for expenses related to the care and preservation of historic artifacts.

Section 6. The sum of \$1,500,000, or so much thereof as may be necessary, is appropriated from the Military Affairs Trust Fund to



the Department of Military Affairs to support youth and other programs, provided such amounts shall not exceed funds to be made available from public or private sources.

Section 7. The sum of \$43,400, or so much of that sum as may be necessary and remains unexpended at the close of business on June 30, 1999 from reappropriations heretofore made in Article 42, Section 9 of Public Act 90-0585, is reappropriated from the Illinois National Guard Armory Construction Fund to the Department of Military Affairs to provide the State's share in the costs of planning a new armory in Danville.

Section 8. The sum of \$262,400, or so much thereof as may be necessary, and remains unexpended at the close of business on June 30, 1999 from appropriations heretofore made in Article 42, Section 10 of Public Act 90-0585, is reappropriated from the Illinois National Guard Armory Construction Fund for land acquisition and construction of parking facilities at armories.

Section 9. No contract shall be entered into or obligation incurred for any expenditures made from an appropriation herein made in Sections 4, 7 and 8 until after the purpose and amounts have been approved in writing by the Governor.

#### ARTICLE 4

Section 1. The sum of \$4,079,400, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 1999, from reappropriations heretofore made in Article 80, Section 1 of Public Act 90-0585, is reappropriated from the General Revenue Fund to the Illinois Farm Development Authority for transfer to the Illinois Agricultural Loan Guarantee Fund.

Section 2. The sum of \$500,000, or so much thereof as may be necessary, is appropriated from the General Revenue Fund to the Illinois Farm Development Authority for the purpose of interest buy-back as authorized under the Illinois Farm Development Act.

#### ARTICLE 5

Section 1. The following named amounts, or so much thereof as may be necessary, respectively, are appropriated to the Department of Nuclear Safety for the objects and purposes hereinafter enumerated:

##### MANAGEMENT AND ADMINISTRATIVE SUPPORT

Payable from Nuclear Safety Emergency

Preparedness Fund:

For Personal Services .....	\$ 1,263,700
For Employee Retirement Contributions	
Paid by Employer .....	50,500
For State Contributions to State	
Employees' Retirement System .....	122,800
For State Contributions to	
Social Security .....	96,700
For Group Insurance .....	145,000
For Contractual Services .....	1,483,900
For Travel .....	34,000
For Commodities .....	50,500
For Printing .....	20,000

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For Equipment .....	15,600
For Electronic Data Processing .....	649,000

For Telecommunications Services .....	255,500
For Operation of Auto Equipment .....	107,900
Total	<u>\$4,295,100</u>

Payable from Radiation Protection Fund:

For Contractual Services .....	\$ 335,700
For Commodities .....	18,900
For Printing .....	50,000
For Electronic Data Processing .....	126,400
For Telecommunications Services .....	65,400
For Operation of Auto Equipment .....	10,300
Total	<u>\$606,700</u>

Section 2. The following named amounts, or so much thereof as may be necessary, respectively, are appropriated to the Department of Nuclear Safety for the objects and purposes hereinafter enumerated:

NUCLEAR FACILITY SAFETY

Payable from Nuclear Safety Emergency Preparedness Fund:

For Personal Services .....	\$ 5,230,600
For Employee Retirement Contributions	
Paid by Employer .....	209,200
For State Contributions to State	
Employees' Retirement System .....	508,100
For State Contributions to	
Social Security .....	400,100
For Group Insurance .....	562,600
For Contractual Services .....	701,600
For Travel .....	148,500
For Commodities .....	220,800
For Equipment .....	244,000
For Electronic Data Processing .....	569,700
For Telecommunications Services .....	502,300
For Compensation to local governments for expenses attributable to implementation and maintenance of plans and programs authorized by the Nuclear Safety Preparedness Act including expenses incurred prior to July 1, 1997 .....	<u>650,000</u>
Total	<u>\$9,947,500</u>

Section 3. The following named amounts, or so much thereof as may be necessary, respectively, are appropriated to the Department of Nuclear Safety for the objects and purposes hereinafter enumerated:

RADIATION SAFETY

Payable from General Revenue Fund:

For Personal Services .....	\$ 459,600
For Employee Retirement Contributions	
Paid by Employer .....	18,400
For State Contributions to State	
Employees' Retirement System .....	44,600
For State Contributions to	
Social Security .....	<u>33,800</u>
Total	<u>\$556,400</u>

Payable from Radiation Protection Fund:

For Personal Services .....	\$ 1,704,400
For Employee Retirement Contributions	
Paid by Employer .....	68,200
For State Contributions to State	
Employees' Retirement System .....	165,600

For State Contributions to Social Security .....	130,400
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For Group Insurance .....	179,800
For Contractual Services .....	42,400
For Travel .....	98,900
For Equipment .....	60,200
For Refunds .....	100,000
Total	\$2,549,900

Payable from Nuclear Safety Emergency

Preparedness Fund:

For Personal Services .....	\$ 241,800
For Employee Retirement Contributions Paid by Employer .....	9,700
For State Contributions to State Employees' Retirement System .....	23,500
For State Contributions to Social Security .....	18,500
For Group Insurance .....	29,000
For Contractual Services .....	14,700
For Travel .....	2,000
For Commodities .....	2,000
Total	\$341,200

Section 4. The following named amounts, or so much thereof as may be necessary, respectively, are appropriated to the Department of Nuclear Safety for the objects and purposes hereinafter enumerated:

#### ENVIRONMENTAL SAFETY

Payable from General Revenue Fund:

For Refunds .....	\$ 300
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Payable from Nuclear Safety Emergency

Preparedness Fund:

For Personal Services .....	\$ 2,365,100
For Employee Retirement Contributions Paid by Employer .....	94,600
For State Contributions to State Employees' Retirement System .....	229,700
For State Contributions to Social Security .....	180,900
For Group Insurance .....	272,600
For Contractual Services .....	322,000
For Travel .....	65,700
For Commodities .....	70,600
For Equipment .....	187,300
Total	\$3,788,500

Payable from Low-Level Radioactive Waste

Facility Development and Operation Fund:

For Refunds for Overpayments made by Low- Level Waste Generators .....	\$ 5,000
Total	\$5,000

Section 5. The amount of \$400,000, or so much thereof as may be necessary, is appropriated from the Indoor Radon Mitigation Fund to the Department of Nuclear Safety for expenses relating to the federally funded State Indoor Radon Abatement Program.

Section 6. The sum of \$3,000,000, or so much thereof as may be necessary, is appropriated from the Low-Level Radioactive Waste Facility Development and Operation Fund to the Department of Nuclear Safety for use in accordance with Section 14(a) of the Illinois Low-Level Radioactive Waste Management Act for costs related to establishing a low-level radioactive waste disposal facility.

Section 7. The sum of \$5,000,000, or so much thereof as may be necessary, is appropriated from the Radiation Protection Fund to the Department of Nuclear Safety for licensing facilities where radioactive uranium and thorium mill tailings are generated or located, and related costs for regulating the decontamination and

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decommissioning of such facilities and for identification, decontamination and environmental monitoring of unlicensed properties contaminated with such radioactive mill tailings.

Section 8. The sum of \$100,000, or so much thereof as may be necessary, is appropriated from the Radiation Protection Fund to the Department of Nuclear Safety for reimbursing other governmental agencies for their assistance in responding to radiological emergencies.

Section 9. The sum of \$250,000, or so much thereof as may be necessary, is appropriated from the Radiation Protection Fund to the Department of Nuclear Safety for recovery and remediation of radioactive materials and contaminated facilities or properties when such expenses cannot be paid by a responsible person or an available surety.

Section 10. The sum of \$100,000, or so much thereof as may be necessary, is appropriated from the Nuclear Safety Emergency Preparedness Fund to the Illinois Department of Nuclear Safety for related training and travel expenses and to reimburse the Illinois State Police and the Illinois Commerce Commission for costs incurred for activities related to inspecting and escorting shipments of spent nuclear fuel, high-level radioactive waste, and transuranic waste in Illinois as provided under the rules of the Department.

Section 11. The sum of \$650,000, or so much thereof as may be necessary, is appropriated from the Radiation Protection Fund to the Department of Nuclear Safety to provide for Federally Funded Low-Level Radioactive Waste Intergovernmental Programs.

Section 12. The sum of \$30,000, or so much thereof as may be necessary, is appropriated from the Sheffield Agreed Order Fund to the Department of Nuclear Safety for the care, maintenance, monitoring, testing, remediation and insurance of the low-level radioactive waste disposal site near Sheffield, Illinois.

#### ARTICLE 6

Section 1. The following named sums, or so much thereof as may be necessary, are appropriated from the Environmental Protection Trust Fund to the Environmental Protection Trust Fund Commission for grants to the Illinois Environmental Protection Agency as follows:

To Support Enhanced Environmental Protection

and Enforcement Activities .....\$ 625,000

Section 2. The following named sums, or so much thereof as may be necessary, are appropriated from the Environmental Protection Trust Fund to the Environmental Protection Trust Fund Commission for

grants to the Department of Natural Resources as follows:

Grants to Department of Natural

Resources for projects relating

to natural resources research,

protection, and educational

activities .....\$ 625,000

Section 3. The following named sums, or so much thereof as may be necessary, are appropriated from the Environmental Protection Trust Fund to the Environmental Protection Trust Fund Commission for grants to the Pollution Control Board as follows:

For Funding Expenses of Case

Processing and Other Activities .....\$ 625,000

Section 4. The following named sum, or so much thereof as may be necessary, is appropriated from the Environmental Protection Trust Fund to the Environmental Protection Trust Fund Commission for grants to the Office of the Attorney General as follows:

For Enhanced Environmental Enforcement

Activities .....\$ 625,000

#### ARTICLE 7

Section 1. The amount of \$304,300, or so much thereof as may be

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necessary, is appropriated from the General Revenue Fund to the East St. Louis Financial Advisory Authority for the operating expenses of the City of East St. Louis Financial Advisory Authority.

#### ARTICLE 8

Section 1. The following named amounts, or so much thereof as may be necessary, respectively, for the objects and purposes hereinafter named, are appropriated from the Agricultural Premium Fund for the ordinary and contingent expenses of the Illinois Racing Board:

##### OPERATIONS

##### GENERAL OFFICE

For Personal Services ..... \$ 1,111,400

For Employee Retirement Contributions

Paid by Employer ..... 44,500

For State Contributions to State

Employees' Retirement System ..... 108,000

For State Contributions to

Social Security ..... 83,600

For Contractual Services ..... 174,500

For Contractual Services:

Hearing Officers ..... 19,400

For Travel ..... 35,700

For Commodities ..... 15,700

For Printing ..... 7,000

For Equipment ..... 28,600

For Telecommunications Services ..... 83,100

For Operation of Auto Equipment ..... 6,900

Total ..... \$1,718,400

##### LABORATORY PROGRAM

For Personal Services ..... \$ 676,300

For Employee Retirement Contributions

Paid by Employer ..... 27,100

For State Contributions to State	
Employees' Retirement System .....	65,700
For State Contributions to	
Social Security .....	50,800
For Contractual Services .....	478,500
For Travel .....	6,000
For Commodities .....	440,900
For Printing .....	7,500
For Equipment .....	107,000
For Telecommunications Services .....	6,500
For Operation of Auto Equipment .....	1,800
Total	\$1,868,100

#### REGULATION OF RACING PROGRAM

For Personal Services:	
For Per Diem Expenses for the Regulation	
of Race Days .....	\$ 2,420,100
For Employee Retirement Contributions	
Paid by Employer .....	96,800
For State Contributions to State	
Employees' Retirement System .....	235,100
For State Contributions to	
Social Security .....	179,400
For Contractual Services .....	77,600
For Travel .....	31,400
For Commodities .....	20,100
For Printing .....	3,400
For Equipment .....	90,800
For Operation of Auto Equipment .....	3,100
For Refunds .....	1,000

SENATE

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Total	\$3,158,800
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Section 2. The sum of \$4,800,000, or so much thereof as may be necessary, is appropriated from the Illinois Racetrack Improvement Fund to the Illinois Racing Board for improvement of racetrack facilities pursuant to the provisions of Section 32 of the "Illinois Racing Act of 1975".

Section 3. The sum of \$5,000, or so much thereof as may be necessary, is appropriated from the Horse Race Tax Allocation Fund to the Illinois Horse Racing Board for payment to inter-track wagering location licensees pursuant to paragraph 11(B) of subsection h of Section 26 of the "Illinois Horse Racing Act of 1975, 230 ILCS 5/26."

#### ARTICLE 9

Section 1. The following named amounts, or so much thereof as may be necessary, respectively, for the objects and purposes hereinafter named, are appropriated from the State Lottery Fund to meet the ordinary and contingent expenses of the Department of the Lottery, including operating expenses related to Multi-State Lottery games pursuant to the Illinois Lottery Law:

#### OPERATIONS

Payable from State Lottery Fund:

For Personal Services .....	\$ 9,189,700
For Employee Retirement Contributions	
Paid by Employer .....	367,600

For State Contributions for the State	
Employees' Retirement System .....	900,600
For State Contributions to	
Social Security .....	693,800
For Group Insurance .....	1,397,800
For Contractual Services .....	26,035,900
For Travel .....	131,200
For Commodities .....	74,000
For Printing.....	32,000
For Equipment .....	421,500
For Electronic Data Processing .....	3,448,800
For Telecommunications Services .....	9,424,800
For Operation of Auto Equipment .....	275,600
For Expenses of Developing and	
Promoting Lottery Games .....	11,994,200
For Refunds .....	50,000
Total	<u>\$64,437,500</u>

#### LOTTERY BOARD

##### Payable from State Lottery Fund:

For Personal Services - Per Diem	
For Board Members .....	\$ 5,300
For State Contributions to State	
Employees' Retirement System .....	500
For State Contributions to	
Social Security .....	400
For Contractual Services .....	500
For Travel .....	<u>1,500</u>
Total	<u>\$8,200</u>

Section 2. The sum of \$300,000,000, or so much thereof as may be necessary, is appropriated from the State Lottery Fund to the Department of the Lottery, for payment of prizes to holders of winning lottery tickets or shares, including prizes related to Multi-State Lottery games, pursuant to the provisions of the "Illinois Lottery Law".

Section 3. The sum of \$35,000, or so much thereof as may be necessary, is appropriated from the State Lottery Fund to the Illinois Department of the Lottery, for payment to the Illinois State Police for investigatory services.

#### ARTICLE 10

Section 1. The following named amounts, or so much thereof as may be necessary, respectively, for the purposes hereinafter named, are appropriated to meet the ordinary and contingent expenses of the Department of Employment Security:

##### CENTRAL ADMINISTRATION

##### Payable from Title III Social Security and Employment Service Fund:

For Personal Services .....	\$ 5,216,800
For Employee Retirement Contributions	
Paid by Employer .....	3,683,800
For State Contributions to State	
Employees' Retirement System .....	511,200
For State Contributions to	

Social Security .....	399,100
For Group Insurance .....	591,600
For Contractual Services .....	1,175,800
For Travel .....	127,300
For Telecommunications Services .....	237,700
Total	<u>\$11,943,300</u>

FINANCE AND ADMINISTRATION BUREAU

Payable from Title III Social Security  
and Employment Service Fund:

For Personal Services .....	\$ 9,329,200
For State Contributions to State Employees' Retirement System .....	914,300
For State Contributions to Social Security .....	713,700
For Group Insurance .....	1,177,400
For Contractual Services .....	5,500,000
For Travel .....	132,600
For Commodities .....	1,038,500
For Printing .....	1,942,800
For Equipment .....	922,400
For Telecommunications Services .....	547,300
For Operation of Auto Equipment .....	96,500
Total	<u>\$22,314,700</u>

Payable from Title III Social Security  
and Employment Service Fund:

For expenses related to America's Labor Market Information System .....	\$ 2,000,000
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INFORMATION SERVICE BUREAU

Payable from Title III Social Security  
and Employment Service Fund:

For Personal Services .....	\$ 6,364,600
For State Contributions to State Employees' Retirement System .....	623,700
For State Contributions to Social Security .....	486,900
For Group Insurance .....	765,600
For Contractual Services .....	17,691,400
For Travel .....	22,800
For Equipment .....	3,107,800
For Telecommunications Services .....	1,607,200
Total	<u>\$30,670,000</u>

Section 2. The following named sums, or so much thereof as may  
be necessary, are appropriated to the Department of Employment  
Security:

OPERATIONS

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Payable from Title III Social Security and  
Employment Service Fund:

For Personal Services .....	\$ 71,184,600
For State Contributions to State Employees' Retirement System .....	6,976,100
For State Contributions to Social Security .....	5,445,600



For Group Insurance .....	10,271,800
For Contractual Services .....	15,911,400
For Travel .....	1,195,600
For Telecommunications Services .....	5,745,000
For Permanent Improvements .....	85,000
For Refunds .....	300,000
Total	<u>\$117,115,100</u>

Payable from Title III Social Security  
and Employment Service Fund:

For expenses related to ONE STOP  
SHOPPING .....\$3,500,000

Section 2a. The amount of \$100,000, or so much thereof as may be necessary, is appropriated from the Title III Social Security and Employment Service Fund to the Department of Employment Security for expenses related to the development of training programs.

Section 2b. The amount of \$3,500,000, or so much thereof as may be necessary, is appropriated from the Title III Social Security and Employment Service Fund to the Department of Employment Security for expenses related to Employment Security automation.

Section 2c. The amount of \$8,000,000, or so much thereof as may be necessary, is appropriated from the Title III Social Security and Employment Service Fund to the Department of Employment Security for expenses related to a Benefit Information System Redefinition.

Section 2d. The amount of \$2,000,000, or so much thereof as may be necessary, is appropriated to the Department of Employment Security from the Title III Social Security and Employment Service Fund for expenses related to Year 2000 Compliance.

Section 2e. The amount of \$2,000,000, or so much thereof as may be necessary is appropriated to the Department of Employment Security from the Unemployment Compensation Special Administration Fund for expenses related to Legal Assistance as required by law.

Section 2f. The amount of \$2,000,000, or so much thereof as may be necessary, is appropriated to the Department of Employment Security from the Employment Security Administration Fund for the purposes authorized by Public Act 87-1178.

Section 2g. The amount of \$12,200,000, or so much thereof as may be necessary, is appropriated to the Department of Employment Security from the Unemployment Compensation Special Administration Fund for deposit into the Title III Social Security and Employment Service Fund.

Section 2h. The sum of \$1,575,500, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 1999, from reappropriations heretofore made for such purposes in Article 77, Section 2h of Public Act 90-0585, is reappropriated to the Department of Employment Security from the Employment Security Administration Fund for the purposes authorized by Public Act 87-1178.

Section 2i. The sum of \$100,000, or so much thereof as may be necessary, is appropriated from the Unemployment Compensation Special Administration Fund to the Department of Employment Security for Interest on Refunds of Erroneously Paid Contributions, Penalties and Interest.

Section 3. The sum of \$8,400,000, or so much thereof as may be necessary, is appropriated from the General Revenue Fund to the

Department of Employment Security, Trust Fund Unit, for unemployment compensation benefits to Former State Employees.

Section 3a. The following named amounts, or so much thereof as may be necessary, are appropriated to the Department of Employment Security, Trust Fund Unit, for unemployment compensation benefits, other than benefits provided for in Section 3, to Former State Employees as follows:

Payable from the Road Fund:

For benefits paid on the basis of wages paid for insured work for the Department of Transportation.....	\$ 2,000,000
Payable from the Illinois Mathematics and Science Academy Income Fund .....	17,600
Payable from Title III Social Security and Employment Service Fund .....	1,734,300
Total	<u>\$3,751,900</u>

Section 4. The following named amounts, or so much thereof as may be necessary, respectively, are appropriated to the Department of Employment Security:

OPERATIONS  
Grants-In-Aid

Payable from Title III Social Security  
and Employment Service Fund:

For Grants .....	\$ 7,000,000
For a Grant to the Governor's Office of Planning for Coordination and Planning of Job Training Activities .....	150,000
For Tort Claims .....	715,000
Total	<u>\$7,865,000</u>

Section 5. The amount of \$526,400, or so much thereof as may be necessary, is appropriated from the General Revenue Fund to the Department of Employment Security for the purpose of making grants to community non-profit agencies or organizations for the operation of a statewide network of outreach services for veterans, as provided for in the Vietnam Veterans' Act.

ARTICLE 11

Section 1. The following named amounts, or so much thereof as may be necessary, respectively, are appropriated for the objects and purposes hereinafter named, to meet the ordinary and contingent expenses of the Pollution Control Board:

GENERAL OFFICE

Payable from General Revenue Fund:

For Personal Services .....	\$ 696,600
For Employee Retirement Contributions Paid by Employer .....	27,900
For State Contributions to State Employees' Retirement System .....	67,700
For State Contributions to Social Security .....	53,300
For Contractual Services .....	12,000
For Travel .....	1,300
For Commodities .....	1,000
For Printing .....	1,000
For Electronic Data Processing .....	1,000
For Telecommunications Services .....	8,600
Total	<u>\$870,400</u>

Payable from the Pollution Control Board Fund:	
For Contractual Services .....	\$ 15,000
For Printing .....	3,000
For Telecommunications .....	4,000
For Refunds .....	1,000
Total	<u>\$23,000</u>

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Payable from the Environmental Protection Permit and Inspection Fund:	
For Personal Services .....	\$ 495,400
For Employee Retirement Contributions Paid by Employer .....	19,800
For State Contributions to State Employees' Retirement System .....	48,200
For State Contributions to Social Security .....	37,900
For Group Insurance .....	87,000
For Contractual Services .....	7,900
For Court Reporting Costs .....	5,200
For Travel .....	8,000
For Electronic Data Processing .....	10,000
For Telecommunications Services .....	20,000
Total	<u>\$739,400</u>

Payable from the Clean Air Act Permit Fund:	
For Personal Services .....	\$ 459,100
For Employee Retirement Contributions Paid by Employer .....	18,300
For State Contributions to State Employees' Retirement System .....	44,600
For State Contributions to Social Security .....	35,100
For Group Insurance .....	58,000
Total	<u>\$615,100</u>

Section 2. The amount of \$40,000, or so much thereof as may be necessary, is appropriated from the Used Tire Management Fund to the Pollution Control Board for the purposes as provided for in Section 55.6 of the Environmental Protection Act.

Section 3. The amount of \$56,500, or so much thereof as may be necessary, is appropriated from the Clean Air Act Permit Fund to the Pollution Control Board for activities relating to the Clean Air Act Permit Program.

ARTICLE 12

Section 1. The following named amounts, or so much thereof as may be necessary, respectively, are appropriated for the objects and purposes hereinafter named, to meet the ordinary and contingent expenses of the Property Tax Appeal Board:

Payable from the General Revenue Fund:	
For Personal Services .....	\$ 863,000
For Employee Retirement Contributions Paid by Employer .....	34,500
For State Contributions to State Employees' Retirement System .....	82,900
For State Contributions to Social Security .....	65,300
For Contractual Services .....	37,500

For Travel .....	40,400
For Commodities .....	7,300
For Printing .....	5,200
For Equipment .....	13,600
For Electronic Data Processing .....	9,200
For Telecommunication Services .....	17,000
For Operation of Auto Equipment .....	3,500
Total	<u>\$1,179,400</u>

Section 2. The following named amounts, or so much thereof as may be necessary, respectively, are appropriated for the objects and purposes hereinafter named, to meet the ordinary and contingent expenses of the Property Tax Appeal Board as prescribed under Public Act 89-0126:

Payable from the General Revenue Fund:

For Personal Services ..... \$ 1,227,800

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For Employee Retirement Contributions Paid by Employer .....	49,100
For State Contributions to State Employees' Retirement System .....	120,300
For State Contributions to Social Security .....	93,100
For Contractual Services .....	57,600
For Travel .....	29,700
For Commodities .....	14,000
For Printing .....	19,000
For Equipment .....	47,000
For Electronic Data Processing .....	47,700
For Telecommunications .....	40,000
For Operation of Auto Equipment .....	15,200
For Refunds .....	1,000
Total	<u>\$1,761,500</u>

#### ARTICLE 13

Section 1. The following named sums, or so much thereof as may be necessary, respectively, for the objects and purposes hereinafter named, are appropriated to meet the ordinary and contingent expenses of the Department of Insurance:

#### ADMINISTRATIVE AND SUPPORT DIVISION

Payable from Insurance Producer

Administration Fund:

For Personal Services .....	\$ 747,700
For Employee Retirement Contributions Paid by Employer .....	29,900
For State Contributions to the State Employees' Retirement System .....	73,300
For State Contributions to Social Security .....	56,600
For Group Insurance .....	127,600
For Contractual Services .....	838,300
For Travel .....	2,000

For Commodities .....	49,500
For Printing .....	59,800
For Equipment .....	109,800
For Telecommunications Services .....	15,400
For Operation of Auto Equipment .....	10,600
Total	<u>\$2,120,500</u>
Payable from Insurance Financial Regulation Fund:	
For Personal Services.....	\$ 654,100
For Employee Retirement Contributions	
Paid by Employer .....	26,200
For State Contributions to the State	
Employees' Retirement System.....	64,100
For State Contributions to	
Social Security.....	49,300
For Group Insurance.....	116,000
For Contractual Services.....	1,022,000
For Travel.....	2,000
For Commodities .....	59,500
For Printing.....	46,500
For Equipment .....	48,600
For Telecommunications Services.....	10,900
For Operation of Auto Equipment.....	7,100
Total	<u>\$2,106,300</u>

SENATE

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Section 2. The following named sums, or so much thereof as may be necessary, respectively, for the objects and purposes hereinafter named, are appropriated to meet the ordinary and contingent expenses of the Department of Insurance:

CONSUMER DIVISION

Payable from Insurance Producer

Administration Fund:

For Personal Services .....	\$ 4,733,000
For Employee Retirement Contributions	
Paid by Employer .....	189,300
For State Contributions to the State	
Employees' Retirement System .....	463,800
For State Contributions to	
Social Security .....	358,500
For Group Insurance .....	719,200
For Travel .....	286,200
For Telecommunications Services .....	72,900
For Refunds .....	75,000
Total	<u>\$6,897,900</u>

Payable from Insurance Financial Regulation Fund:

For Personal Services .....	\$ 363,600
For Employee Retirement Contributions	
Paid by Employer .....	14,500
For Retirement .....	35,600
For State Contributions to	
Social Security .....	27,400
For Group Insurance .....	52,200
For Travel .....	31,100
For Telecommunications Services .....	<u>9,000</u>

Total	\$533,400
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Section 3. The following named sums, or so much thereof as may be necessary, respectively, for the objects and purposes hereinafter named, are appropriated to meet the ordinary and contingent expenses of the Department of Insurance:

FINANCIAL CORPORATE REGULATION

Payable from Insurance Financial Regulation Fund:

For Personal Services .....	\$ 6,059,200
For Employee Retirement Contributions	
Paid by Employer .....	242,400
For State Contributions to the State	
Employees' Retirement System .....	593,800
For State Contributions to	
Social Security .....	456,700
For Group Insurance .....	794,600
For Travel.....	572,200
For Telecommunications Services.....	54,200
For Refunds.....	100,000
Total	\$8,873,100

Section 4. The following named sums, or so much thereof as may be necessary, respectively, for the objects and purposes hereinafter named, are appropriated to meet the ordinary and contingent expenses of the Department of Insurance:

PENSION DIVISION

Payable from General Revenue Fund:

For Personal Services .....	\$ 334,300
For Employee Retirement Contributions	
Paid by Employer .....	13,400
For State Contributions to the State	
Employees' Retirement System .....	32,800
For State Contributions to	
Social Security .....	25,600

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For Travel .....	34,200
For Printing .....	10,500
For Telecommunications Services .....	5,000
Total	\$455,800

Payable from Public Pension Regulation Fund:

For Personal Services .....	\$ 252,300
For Employee Retirement Contributions	
Paid by Employer .....	10,100
For State Contributions to the State	
Employees' Retirement System .....	24,700
For State Contributions to	
Social Security .....	19,300
For Group Insurance .....	40,600
For Contractual Services .....	20,000
For Travel .....	19,000
For Equipment .....	10,000
For Telecommunications Services .....	1,000
Total	\$397,000

Section 5. The following named sums, or so much thereof as may be necessary, respectively, for the objects and purposes hereinafter

named are appropriated to meet the ordinary and contingent expenses of the Department of Insurance:

STAFF SERVICES DIVISION

Payable from Insurance Producer

Administration Fund:

For Personal Services .....	\$ 550,900
For Employee Retirement Contributions	
Paid by Employer .....	22,100
For State Contributions to the State	
Employees' Retirement System .....	54,000
For State Contributions to	
Social Security .....	41,700
For Group Insurance .....	63,800
For Travel .....	38,300
For Telecommunications Services .....	23,500
Total	<u>\$794,300</u>

Payable from Insurance Financial Regulation Fund:

For Personal Services .....	\$ 961,200
For Employee Retirement Contributions	
Paid by Employer .....	38,500
For State Contributions to the State	
Employees' Retirement System .....	94,200
For State Contributions to	
Social Security .....	72,500
For Group Insurance .....	110,200
For Travel .....	36,200
For Telecommunications Services .....	16,900
Total	<u>\$1,329,700</u>

Section 6. The following named sums, or so much thereof as may be necessary, respectively, for the objects and purposes hereinafter named, are appropriated to meet the ordinary and contingent expenses of the Department of Insurance:

ELECTRONIC DATA PROCESSING DIVISION

Payable from Insurance Producer

Administration Fund:

For Personal Services .....	\$ 469,700
For Employee Retirement Contributions	
Paid by Employer .....	18,800
For State Contributions to the State	
Employees' Retirement System .....	46,000
For State Contributions to	

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Social Security .....	35,700
For Group Insurance .....	52,200
For Contractual Services .....	215,200
For Travel .....	8,500
For Commodities .....	6,500
For Printing .....	6,500
For Equipment .....	137,500
For Telecommunications Services .....	70,200
Total	<u>\$1,066,800</u>

Payable From Insurance Financial Regulation Fund:

For Personal Services .....	\$ 670,700
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For Employee Retirement Contributions	
Paid by Employer .....	26,800
For State Contributions to the State	
Employees' Retirement System.....	65,700
For State Contributions to	
Social Security .....	50,600
For Group Insurance .....	87,000
For Contractual Services .....	252,400
For Travel .....	8,500
For Commodities .....	8,500
For Printing .....	3,500
For Equipment .....	155,500
For Telecommunications Services .....	59,000
Total	<u>\$1,388,200</u>

Section 7. The following named sums, or so much thereof as may be necessary, are appropriated to the Department of Insurance for the administration of the Senior Health Insurance Program:

Payable from the Insurance Producer	
Administration Fund .....	\$ 323,500
Payable from the Senior Health	
Insurance Program Fund .....	<u>500,000</u>
Total	<u>\$823,500</u>

#### ARTICLE 14

Section 1. The following named sums, or so much thereof as may be necessary, respectively, for the objects and purposes hereinafter named, are appropriated to meet the ordinary and contingent expenses of the Illinois Arts Council:

Payable from the General Revenue Fund:	
For Personal Services .....	\$ 1,027,500
For Employee Retirement Contributions	
Paid by Employer .....	41,100
For State Contributions to State	
Employees' Retirement Contributions .....	99,800
For State Contributions to	
Social Security .....	78,600
For Contractual Services .....	146,800
For Travel .....	28,200
For Commodities .....	10,900
For Printing .....	59,800
For Equipment .....	2,000
For Electronic Data Processing .....	21,300
For Telecommunications Services .....	28,100
For Travel and Meeting Expenses of	
Arts Council and Panel Members .....	<u>44,200</u>
Total	<u>\$1,588,300</u>

Section 2. The following named sums, or so much thereof as may be necessary, respectively, for the objects and purposes hereinafter named, are appropriated to the Illinois Arts Council to enhance the cultural environment in Illinois:

Payable from General Revenue Fund:

For Grants and Financial Assistance for	
Arts Organizations .....	\$6,455,000



For Grants and Financial Assistance for Special Constituencies .....	2,634,600
For Grants and Financial Assistance for Arts Education .....	<u>1,520,000</u>
Total	\$10,609,600

Payable from Illinois Arts Council  
Federal Grant Fund:

For Grants and Programs to Enhance the Cultural Environment .....	\$ 700,000
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Section 3. The sum of \$750,000, or so much thereof as may be necessary, is appropriated from the General Revenue Fund to the Illinois Arts Council for the purpose of funding administrative and grant expenses associated with humanities programs and related activities.

#### ARTICLE 15

Section 1. The following named amounts, or so much thereof as may be necessary, respectively, for the objects and purposes hereinafter named, are appropriated to the Illinois Medical District Commission:

Payable from General Revenue Fund:

For Personal Services.....	\$ 290,900
For Employee Retirement Contributions Paid by Employer .....	11,600
For State Contributions to the State Employees' Retirement System .....	28,500
For State Contributions to Social Security.....	22,000
For Contractual Services .....	275,000
For Operation of Chicago Technology Park Research Center and for Development and Operation of the Chicago Technology Park within the Medical Center District .....	<u>116,900</u>
Total	\$744,900

Section 2. The sum of \$162,800, or so much thereof as may be necessary, is appropriated from the General Revenue Fund to the Illinois Medical District Commission for repairs, maintenance, and site improvements within the Medical Center District, City of Chicago.

Section 3. The sum of \$5,000,000, or so much thereof as may be necessary, is appropriated from the Capital Development Fund to the Illinois Medical District Commission for acquisition of property, demolition and site improvements, and related costs within the Medical Center District, City of Chicago for Phase IV of District Development Initiative.

Section 4. The sum of \$300,000, or so much thereof as may be necessary and remains unexpended at the close of business on June 30, 1999 from appropriations heretofore made in Article 84, Section 3 of Public Act 90-585, is reappropriated from the Capital Development Fund to the Illinois Medical District Commission for acquisition of property, demolition and site improvements, and related costs within the Medical Center District, City of Chicago for Phase III of District Development Initiative.

Section 5. No contract shall be entered into or obligation incurred for any expenditures from appropriations in Sections 2, 3 and 4 of this Article until the purposes and amounts have been approved in writing by the Governor.

1999.". Senator Maitland !Representative Madigan

Submitted on May 21, 1999.

s/Sen. Steven Rauschenberger

s/Sen. Laura Kent Donahue

s/Sen. John Maitland

s/Sen. Donne E. Trotter

s/Sen. Pat Welch

Committee for the Senate

s/Rep. Gary Hannig

s/Rep. Jeff Schoenberg

s/Rep. Michael J. Madigan

s/Rep. Tom Ryder

s/Rep. Art Tenhouse

Committee for the House

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has acceded to the request of the Senate for a First Committee of Conference to consider the differences between the two Houses in regard to Senate Amendments numbered 2 and 3 to a bill of the following title, to-wit:

HOUSE BILL NO. 134

A bill for AN ACT concerning veterans organizations.

I am further directed to inform the Senate that the Speaker of the House has appointed as such committee on the part of the House: Representatives Currie, Pugh, Steve Davis; Rutherford and Cowlshaw.

Action taken by the House, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has acceded to the request of the Senate for a First Committee of Conference to consider the differences between the two Houses in regard to Senate Amendment No. 1 to a bill of the following title, to-wit:

HOUSE BILL NO. 427

A bill for AN ACT to create the Assisted Living and Shared Housing Act, amending named Acts.

I am further directed to inform the Senate that the Speaker of the House has appointed as such committee on the part of the House: Representatives Joe Lyons, Currie, Burke.

Action taken by the House, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has acceded to the request of the Senate for a First Committee of Conference to consider the differences between

the two Houses in regard to Senate Amendments numbered 1, 2 and 3 to a bill of the following title, to-wit:

HOUSE BILL NO. 452

A bill for AN ACT concerning real property.

I am further directed to inform the Senate that the Speaker of the House has appointed as such committee on the part of the House: Representatives Hannig, Burke, Granberg; Tenhouse and Rutherford.

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Action taken by the House, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has acceded to the request of the Senate for a First Committee of Conference to consider the differences between the two Houses in regard to Senate Amendment No. 1 to a bill of the following title, to-wit:

HOUSE BILL NO. 542

A bill for AN ACT concerning taxation.

I am further directed to inform the Senate that the Speaker of the House has appointed as such committee on the part of the House: Representatives Currie, Pugh, Hannig; Rutherford and Cowlshaw.

Action taken by the House, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has acceded to the request of the Senate for a First Committee of Conference to consider the differences between the two Houses in regard to Senate Amendment No. 1 to a bill of the following title, to-wit:

HOUSE BILL NO. 557

A bill for AN ACT to amend the Metropolitan Water Reclamation District Act by changing Sections 4.7 and 4.11.

I am further directed to inform the Senate that the Speaker of the House has appointed as such committee on the part of the House: Representatives Joe Lyons, Giles, Currie; Tenhouse and Black.

Action taken by the House, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the

House of Representatives has acceded to the request of the Senate for a First Committee of Conference to consider the differences between the two Houses in regard to Senate Amendments numbered 1 and 2 to a bill of the following title, to-wit:

HOUSE BILL NO. 658

A bill for AN ACT concerning construction.

I am further directed to inform the Senate that the Speaker of the House has appointed as such committee on the part of the House: Representatives Dart, Currie, Lang; Rutherford and Pankau.

Action taken by the House, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the

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House of Representatives has acceded to the request of the Senate for a First Committee of Conference to consider the differences between the two Houses in regard to Senate Amendment No. 2 to a bill of the following title, to-wit:

HOUSE BILL NO. 1278

A bill for AN ACT in relation to cannabis and controlled substances.

I am further directed to inform the Senate that the Speaker of the House has appointed as such committee on the part of the House: Representatives Steve Davis, Gash, Lang; Lindner and Winkel.

Action taken by the House, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has acceded to the request of the Senate for a First Committee of Conference to consider the differences between the two Houses in regard to Senate Amendment No. 1 to a bill of the following title, to-wit:

HOUSE BILL NO. 1413

A bill for AN ACT to amend the Criminal Code of 1961 by adding Section 17-23.

I am further directed to inform the Senate that the Speaker of the House has appointed as such committee on the part of the House: Representatives Gash, Lang, Garrett; Tenhouse and Osmond.

Action taken by the House, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

A message from the House by  
Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has acceded to the request of the Senate for a First Committee of Conference to consider the differences between the two Houses in regard to Senate Amendments numbered 1 and 2 to a bill of the following title, to-wit:

HOUSE BILL NO. 1670

A bill for AN ACT to amend the School Code by changing Section 21-5.

I am further directed to inform the Senate that the Speaker of the House has appointed as such committee on the part of the House: Representatives Woolard, Currie, Hannig; Tenhouse and Cowlshaw.

Action taken by the House, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

A message from the House by  
Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has acceded to the request of the Senate for a First Committee of Conference to consider the differences between the two Houses in regard to Senate Amendments numbered 1 and 2 to a bill of the following title, to-wit:

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HOUSE BILL NO. 2166

A bill for AN ACT to amend the Comprehensive Health Insurance Plan Act by changing Section 8.

I am further directed to inform the Senate that the Speaker of the House has appointed as such committee on the part of the House: Representatives Mautino, Currie, Granberg; Tenhouse and Cross.

Action taken by the House, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

A message from the House by  
Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has acceded to the request of the Senate for a First Committee of Conference to consider the differences between the two Houses in regard to Senate Amendment No. 1 to a bill of the following title, to-wit:

HOUSE BILL NO. 2518

A bill for AN ACT to create the Budget Implementation Act for Fiscal Year 2000.

I am further directed to inform the Senate that the Speaker of the House has appointed as such committee on the part of the House:

Representatives Hannig, Schoenberg, Currie; Tenhouse and Ryder.

Action taken by the House, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has acceded to the request of the Senate for a First Committee of Conference to consider the differences between the two Houses in regard to Senate Amendment No. 1 to a bill of the following title, to-wit:

HOUSE BILL NO. 2793

A bill for AN ACT in relation to State government.

I am further directed to inform the Senate that the Speaker of the House has appointed as such committee on the part of the House: Representatives Schoenberg, Hannig, Currie; Tenhouse and Ryder.

Action taken by the House, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the adoption of their amendment to a bill of the following title, to-wit:

HOUSE BILL 1409

A bill for AN ACT to amend the Public Utilities Act by changing Section 4-101.

Which amendment is as follows:

Senate Amendment No. 1 to HOUSE BILL NO. 1409.

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SENATE

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Concurred in by the House, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the adoption of their amendment to a bill of the following title, to-wit:

HOUSE BILL 1510

A bill for AN ACT in relation to privatization of nursing services in Illinois correctional facilities.

Which amendment is as follows:

Senate Amendment No. 1 to HOUSE BILL NO. 1510.

Concurred in by the House, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the adoption of their amendments to a bill of the following title, to-wit:

HOUSE BILL 1532

A bill for AN ACT making an appropriation to the Department of Corrections.

Which amendments are as follows:

Senate Amendment No. 1 to HOUSE BILL NO. 1532.

Senate Amendment No. 4 to HOUSE BILL NO. 1532.

Concurred in by the House, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the adoption of their amendment to a bill of the following title, to-wit:

HOUSE BILL 1968

A bill for AN ACT to amend the Illinois Farm Development Act by changing Section 11.

Which amendment is as follows:

Senate Amendment No. 1 to HOUSE BILL NO. 1968.

Concurred in by the House, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the adoption of their amendment to a bill of the following title, to-wit:

HOUSE BILL 2698

A bill for AN ACT to amend the Township Code by changing Section

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Which amendment is as follows:

Senate Amendment No. 1 to HOUSE BILL NO. 2698.

Concurred in by the House, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

A message from the House by  
Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the adoption of their amendment to a bill of the following title, to-wit:

HOUSE BILL 2310

A bill for AN ACT to amend the Criminal Code of 1961 by changing Section 12-7.3.

Which amendment is as follows:  
Senate Amendment No. 1 to HOUSE BILL NO. 2310.

Concurred in by the House, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

A message from the House by  
Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the adoption of the following joint resolution, to-wit:

SENATE JOINT RESOLUTION NO. 30

Concurred in by the House, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

A message from the House by  
Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the adoption of the following joint resolution, to-wit:

SENATE JOINT RESOLUTION NO. 32

Concurred in by the House, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

A message from the House by  
Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the adoption of the following joint resolution, to-wit:

SENATE JOINT RESOLUTION NO. 35

Concurred in by the House, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

A message from the House by  
Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the



adoption of the following joint resolution, to-wit:

SENATE JOINT RESOLUTION NO. 37

Concurred in by the House, May 25, 1999.

ANTHONY D. ROSSI, Clerk of the House

**CONSIDERATION OF SENATE AMENDMENT TO HOUSE BILL  
ON SECRETARY'S DESK**

On motion of Senator O'Malley, **House Bill No. 1134**, with Senate Amendment No. 1 on the Secretary's Desk, was taken up for immediate consideration.

Senator O'Malley moved that the Senate refuse to recede from its Amendment No. 1 to House Bill No. 1134 and that a First Committee of Conference consisting of five members on the part of the Senate and five members on the part of the House be appointed to adjust the differences between the two Houses in regard to said amendment.

The motion prevailed.

At the hour of 6:37 o'clock p.m., on motion of Senator Luechtefeld, the Senate stood adjourned until Wednesday, May 26, 1999 at 1:00 o'clock p.m.